

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, *unless otherwise noted.*



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

Monday, February 12, 2024 at 5:00 p.m. [PST]

Meeting Location: MPWMD – Main Conference Room
5 Harris Court, Building G, Monterey, CA 93940

[This is an In-Person meeting. Remote participation may be offered via Zoom, but this is optional as connectivity cannot be assured and thus is not a necessary requisite for the meeting to proceed in-person.]

To Join via Zoom- Teleconferencing means, please click the link below:

<https://mpwmd-net.zoom.us/j/83047115848?pwd=zwrLxluK7z57FP1cVoaGxIo4PHtUgF.1>

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

Webinar ID: 830 4711 5848

Passcode: 021224

To Participate by Phone: (669) 900-9128

For detailed instructions on how to connect to the meeting, please see page 5 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 AMP 1.

This agenda was posted at the District website (www.mpwmd.net) and at 5 Harris Court, Bldg. G, Monterey, California on Thursday, February 8, 2024. 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 P.M. on Friday, February 9, 2024.

CLOSED SESSION AT 5:00 P.M.

CALL TO ORDER / ROLL CALL

Board of Directors

Amy Anderson, Chair – Division 5
George Riley, Vice-Chair – Division 2
Alvin Edwards – Division 1
Marc Eisenhart – Division 3
Karen Paull – Division 4
Mary L. Adams– Monterey County Board of Supervisors Representative
Ian Oglesby– Mayoral Representative

General Manager

David J. Stoldt

Mission Statement

Sustainably manage and augment the water resources of the Monterey Peninsula to meet the needs of its residents and businesses while protecting, restoring, and enhancing its natural and human environments.

Vision Statement

Model ethical, responsible, and responsive governance in pursuit of our mission.

Board's Goals and Objectives

Are available online at: <https://www.mpwmd.net/who-we-are/mission-vision-goals/>

ADDITIONS AND CORRECTIONS TO THE 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.*

PUBLIC COMMENT ON THE CLOSED SESSION AGENDA – *Members of the public may address the Board on the item or items listed on the Closed Session agenda.*

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. Conference with Labor Negotiators (Gov Code §54957.8)
Agency Designated Representatives: David Stoldt
Employee Organization: General Staff and Management Bargaining Units Represented by United Public Employees of California/LIUNA, Local 792
Unrepresented Employees: Confidential Unit
- CS 2. Conference with Legal Counsel -- Existing Litigation (§54956.9(d)(1)), Monterey Peninsula Taxpayers Assoc. v. Monterey Peninsula Water Management District – Case No.: 21CV003066
- CS 3. Conference with Legal Counsel – Existing Litigation (§54956.9(d)(1)), MPWMD v. LAFCO – Case No. 22 CV 000925
- CS 4. Conference with Legal Counsel – Existing Litigation (§54956.9(d)(1)), MPWMD v. Cal-Am – Case No. 23 CV 004102
- CS 5. Public Employee Performance Evaluation, (Gov Code §54957) - Title: General Counsel, David Laredo

RECESS TO CLOSED SESSION

Any Closed Session Items not completed may be continued to after the end of all open session items.

REGULAR SESSION AT 6:00 P.M.

CALL TO ORDER / ROLL CALL

PLEDGE OF ALLEGIANCE

ADDITIONS AND CORRECTIONS TO THE 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 of the Special and Regular Board Meeting on January 22, 2024
2. Consider Approval of Annual Purchase of Internet License for Water Wise Gardening in Monterey County
3. Consider Expenditure of Budgeted Funds for Water Conservation Equipment
4. Receive and File Second Quarter Financial Activity Report for Fiscal Year 2023-2024
5. Consider Approval of Second Quarter Fiscal Year 2023-2024 Investment Report
6. Consider Adoption of Treasurer’s Report for December 2023

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 (*Verbal Report*)

REPORT FROM DISTRICT COUNSEL

8. Report From District Counsel (*Verbal Report*)

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

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

PUBLIC HEARINGS – *Public Comment will be received. Please limit your comments to three (3) minutes per item.*

10. Consider Second Reading and Adoption of Ordinance No. 194 Amending Rule 11 and Adding Rule 23.10 to Establish a Water Entitlement for the City of Seaside

Recommended Action: The Board will consider adoption of Ordinance No. 194.

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

11. Consider Adoption of Resolution No. 2024-02 Declaring the Week of March 18 – 24, 2024, to be Fix a Leak Week

Recommended Action: As a U.S. Environmental Protection Agency (USEPA) WaterSense Program Partner, the Board will consider the adoption of Resolution 2024 - 02 declaring the Week of March 18 through March 24 to be Fix a Leak Week.

12. Receive Fiscal Year 2022-2023 Annual Comprehensive Financial Report

Recommended Action: The Board will consider reviewing and receiving the Annual Comprehensive Financial Report for FY 2022-2023.

13. Consider Approval of an Addendum to the Pure Water Monterey Supplemental Environmental Impact Report for the District’s Water Allocation Program

Recommended Action: The Board will consider and approve an Addendum to the existing 2021 Supplemental Environmental Impact Report.

14. Consider Approval of District Legislative Advocacy Plan for 2024

Recommended Action: The Board will review and adopt the proposed 2023 Legislative Advocacy Plan.

DISCUSSION ITEMS – Discussion Only. No action will be taken by the Board. Public Comment will be received. Please limit your comments to three (3) minutes per item.

15. Discuss the Preferred Approach to the Development of District Goals and Objectives for 2024

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.

16. Report on Activity/Progress on Contracts Over \$25,000
17. Status Report on Measure J / Rule 19.8 Phase II Spending
18. Letters Received and Sent Supplemental Letter Packet
19. Committee Reports
20. Monthly Allocation Report
21. Water Conservation Program Report
22. Carmel River Fishery Report for January 2024
23. Monthly Water Supply and California American Water Production Report
 [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]

ADJOURNMENT

Board Meeting Schedule		
Monday, March 18, 2024	Regular	6:00 p.m.
Monday, April 15, 2024	Regular	6:00 p.m.

Board Meeting Television and On-Line Broadcast Schedule	
Television Broadcast	Viewing Area
Comcast Ch. 24 View live broadcast on meeting dates, and replays on Mondays, Tuesdays and Thursdays at 4:00 p.m.	All Peninsula Cities
Comcast Ch. 28 (Monterey County Government Channel) Replays only at 9:00 a.m. on Saturdays	Throughout the Monterey County Government Television viewing area.
Internet Broadcast	
AMP 1 View live broadcast on meeting dates, and replays on Mondays, Tuesdays, and Thursdays at 4:00 p.m. and at https://accessmediaproductions.org/ scroll to AMP 1 .	
Monterey County Government Channel Replays only at 9:00 a.m. on Saturdays at www.mgtvonline.com	
MPWMD YouTube Page – View live broadcast on meeting dates. Recording/Replays available five (5) days following meeting date - https://www.youtube.com/channel/UCg-2VgzL.BmgV8AaSK67BBRg	

Accessibility

In accordance with Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), 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 at least 48 hours prior to the scheduled meeting date/time to Sara Reyes, Board Clerk by e-mail at sara@mpwmd.net or at (831) 658-5610.

Provide Public Comment at the Meeting

Attend In-Person

The Board meeting will be held in the Main Conference Room at **5 Harris Court, Building G, Monterey, CA 93942** and has limited seating capacity. Face coverings are encouraged, but not required. Please fill out a speaker card for each item you wish to speak on, and place in the speaker card box next to the Board Clerk.

Attend via Zoom: See below “Instructions for Connecting to the **Zoom Meeting**”

Submission of Public Comment via E-mail

Send comments 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.” Staff will forward correspondence received to the Board. Correspondence is not read during public comment portion of the meeting. However, all written public comment received becomes part of the official record of the meeting and placed on the District’s website as part of the agenda packet for the meeting.

Submission of Written Public Comment

All documents submitted by the public must have no less than fifteen (15) copies to be received and distributed by the **Clerk** prior to the Meeting.

Document Distribution

In accordance with Government Code §54957.5, any materials of public record relating to an agenda item for a meeting of the Board of Directors that are provided to a majority of the members less than 72 hours before the meeting will be made available at the **District Office, 5 Harris Court, Building G, Monterey, CA** during normal business hours. Materials of public record that are distributed during the meeting shall be made available for public inspection at the meeting if prepared by the Board or a member of its legislative/advisory body, or the next business day after the meeting if prepared by some other person.

Instructions for Connecting to the **Zoom Meeting**

The public may remotely view and participate in the meeting to make public comment by computer, by phone or smart device.

Please log on or call in as early as possible to address any technical issues that may occur and ensure you do not miss the time to speak on the desired item. Follow these instructions to log into Zoom from your computer, smart device or telephone. (Your device must have audio capability to participate).

To Join via Zoom- Teleconferencing means, please click the link below:

<https://mpwmd-net.zoom.us/j/83047115848?pwd=zwrLxluK7z57FP1cVoaGxIo4PHtUgF.1>

Or join at: <https://zoom.us/>
Webinar ID: 830 4711 5848

Passcode: 021224
To Participate by Phone: (669) 900-9128

1. Use the “raise hand” function to join the queue to speak on the current agenda item when the Chair calls the item for Public Comment.

COMPUTER / SMART DEVICE USERS: You can find the raise hand option under your participant name.

TELEPHONE USERS: The following commands can be entered using your phone’s dial pad:

- *6 – Toggle Mute / Unmute
 - *9 – Raise Hand
2. Staff will call your name or the last four digits of your phones number when it is your time to speak.
 3. You may state your name at the beginning of your remarks for the meeting minutes.
 4. Speakers will have up to three (3) minutes to make their remarks. *The Chair may announce and limit time on public comment.*
 5. You may log off or hang up after making your comments.

Refer to the Meeting Rules to review the complete Rules of Procedure for MPWMD Board and Committee Meetings:
<https://www.mpwmd.net/who-we-are/board-of-directors/meeting-rules-of-the-mpwmd/>

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ITEM: CONSENT CALENDAR**1. CONSIDER ADOPTION OF MINUTES OF THE SPECIAL AND REGULAR BOARD MEETING ON JANUARY 22, 2024**

Meeting Date:	February 12, 2024	Budgeted:	N/A
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From:	David J. Stoldt, General Manager	Program/ Line Item No.:	N/A
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Prepared By:	Sara Reyes	Cost Estimate:	N/A
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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 Board will review, provide suggested edits, and consider approval of the draft meeting minutes of the Special and Regular Board Meeting on January 22, 2024, attached as **Exhibit 1-A**.**RECOMMENDATION:** The Board will consider approval of the draft minutes of the Special and Regular Board Meeting on January 22, 2024.**EXHIBIT****1-A** MPWMD Board of Director's Special and Regular Board Meeting on January 22, 2024

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EXHIBIT 1-A

**Draft Minutes
Special and Regular Meeting
Board of Directors
Monterey Peninsula Water Management District
January 22, 2024 at 5:00 P.M.**

Meeting Location: District Office, Main Conference Room
5 Harris Court, Building G, Monterey, CA 93940 AND
By Teleconferencing Means - *Zoom*

CLOSED SESSION AT 5:00 P.M.

CALL TO ORDER:

Chair Anderson called the meeting to order at 5:02 PM.

ROLL CALL:

Board members present:	Amy Anderson, Chair George Riley, Vice Chair Marc Eisenhart Karen Paull Ian Oglesby Alvin Edwards Mary Adams
Board members absent:	None
District staff members present:	David Stoldt, General Manager Sara Reyes, Executive Assistant/Board Clerk
District staff members absent:	None
District Counsel present:	David Laredo with De Lay & Laredo Fran Farina with De Lay & Laredo Michael Laredo with De Lay & Laredo

ADDITIONS AND CORRECTIONS TO THE AGENDA:

None

PUBLIC COMMENT ON THE CLOSED SESSION AGENDA:

Chair Anderson opened Oral Communications; *the following comments were directed to the Board:*

- (1) Melodie Chrislock, congratulated the Board on the LAFCO case and congratulated the Board for taking the voters mandate Measure J seriously and for the expertise and courage and leadership that has been demonstrated.

CLOSED SESSION:

District Counsel Laredo led the Board into Closed Session.

- CS 1. Conference with Legal Counsel – Existing Litigation Pursuant to CA Gov Code Sec. 54956.9 of the Government Code) - MPWMD v. LAFCO - Case 22 CV 000935
- CS 2. Conference with Legal Counsel – Existing Litigation Pursuant to CA Gov Code Sec. 54956.9 of the Government Code) - MPWMD v. Cal-Am – Case No. Not Yet Assigned
- CS 3. Public Employee Performance Evaluation, (Pursuant to CA Gov Code Sec. 54957 of the Government Code) - Title: General Manager

RECESS TO CLOSED SESSION:

The Board recessed Closed Session at 5:10 p.m.

REGULAR SESSION AT 6:00 P.M.**CALL TO ORDER:**

Chair Anderson called the meeting to order at 6:04 p.m.

ROLL CALL:

Board members present: Amy Anderson, Chair
George Riley, Vice Chair
Marc Eisenhart
Karen Paull
Ian Oglesby
Alvin Edwards
Mary Adams

Board members absent: None

District staff members present: David Stoldt, General Manager
Nishil Bali, Administrative Services Manager/Chief Financial Officer
Jonathan Lear, Water Resources Manager
Maureen Hamilton, District Engineer
Stephanie Locke, Water Demand Manager
Thomas Christensen, Environmental Resources Manager
Sara Reyes, Executive Assistant/Board Clerk

District staff members absent: None

District Counsel present: David Laredo with De Lay & Laredo
Fran Farina with De Lay & Laredo
Michael Laredo with De Lay & Laredo

PLEDGE OF ALLEGIANCE:

The assembly recited the Pledge of Allegiance.

ADDITIONS AND CORRECTIONS TO THE AGENDA:

None

ORAL COMMUNICATIONS:

Chair Anderson opened Oral Communications; *the following comments were directed to the Board:*

- (1) Michael Baer, offered special congratulations to Chair Anderson and wished her a successful year in leading the Board into another successful year. Mr. Baer requested an update on how many of the injection wells are functioning and how many will be used to inject water once ASR is initiated. He also asked what has been done with California American Water (Cal-Am) so that we don't have a repeat of last year's performance where they did not get the Carmel River water allocation out to the community.
- (2) Margaret Anne Coppernoll, referred to a report by General Manager Stoldt from a previous meeting where he had indicated that the State Water Resources Control Board may have supplanted a model in the Cal-Am certified Environmental Impact Report (EIR) on the Monterey Peninsula Water Supply Desalination Project. Ms. Coppernoll asked if the model was supplanted after the California Public Utilities Commission had approved and certified the final EIR or when exactly this model supplanting took place.

PRESENTATION TO MARY ADAMS, MONTEREY COUNTY BOARD OF SUPERVISORS REPRESENTATIVE | 2023 BOARD CHAIR

The General Manager and the Board commended Director Adams for her leadership, commitment, and accomplishments during her tenure as Board Chair. Director Adams thanked the Board and District Staff for their hard work and accomplishments during the past year.

CONSENT CALENDAR:

Chair Anderson introduced the matter.

Director Paull requested to pull items 2 and 4 for discussion and Director Eisenhart requested to pull Item 3 for comments. Nishil Bali, Chief Financial Officer/Administrative Services Manager and General Manager Stoldt answered questions from the Board on Items 2 and 4.

There being no further discussion, a motion was offered by Director Riley with a second by Director Paull to approve the Consent Calendar. The motion passed by a voice vote of 7-Ayes (Adams, Oglesby, Eisenhart, Anderson, Paull, Edwards and Riley), and 0-Noes.

The following agenda items were accepted as part of the Consent Calendar:

1. **Consider Adoption of Minutes of the Special and Regular Board Meeting on December 11, 2023**
2. **Consider Adoption of Resolution 2024-01 Rescinding Resolution 2023-15**
3. **Consider Approving a Contract with Tierra Plan in an Amount Not-To-Exceed \$8,000 to Maintain and Provide Additional Development to the MPWMD Stream Flow Data Portal as a Public-Facing Database Web Server**
4. **Consider Adoption of Treasurer's Report for November 2023**
5. **Review Annual Disclosure Statement of Employee/Board Reimbursements for Fiscal Year 2022-2023**
6. **Consider Approval of Annual Update on Investment Policy**
7. **Ratify Board Committee Assignments for Calendar Year 2024**

GENERAL MANAGER'S REPORT:

Chair Anderson introduced the matter.

8. **Status Report on California American Water Compliance with State Water Resources Control Board Order 2016-0016 and Seaside Groundwater Basin Adjudication Decision**
 - Jonathan Lear, Water Resources Manager, was introduced by General Manager Stoldt to share information from the District's website on Hydrologic Data that is available online to people.
 - General Manager Stoldt presented a newsletter entitled Hastings Happenings to share information on the Hastings Reserve from the University of California Berkeley project to replace a ford across the river with a bridge across the river and the District.

- Maureen Hamilton, District Engineer, was introduced by General Manager Stoldt to share information on a project funded by the Proposition 1 Integrated Regional Water Management Implementation Round 1 Grant. Ms. Hamilton presented via a slide-deck presentation titled “Del Monte Manor Low Impact Development Improvement Project Ribbon Cutting Ceremony”. The ceremony was held in the City of Seaside on January 5, 2024. *A copy of the presentation is available at the District office and can be found on the District website.*
- General Manager Stoldt provided information on the status of this agenda item via slide-deck presentation titled “Status Report on Cal-Am Compliance with SWRCB Orders and Seaside Basin Decision as of January 1, 2024”. Board discussion ensued. *A copy of the presentation is available at the District office and can be found on the District website.*

9. Report on Legislative Outreach for Calendar Year 2023

General Manager Stoldt referred to the staff report in the meeting packet and briefly discussed the Legislative Outreach Communications for 2023. Board discussion ensued.

REPORT FROM DISTRICT COUNSEL:

Chair Anderson introduced the matter.

10. Update on Pending Litigation

District Counsel reported on two pending litigation items that were discussed in closed session.

- The District's lawsuit against LAFCO may be appealed in February and until then the District will explore if LAFCO would like to settle.
- The District's lawsuit against Cal-Am seeking to acquire Cal-Am's Water Distribution System: Cal-Am has yet to file a responsive pleading. Judge Wills is the new assigned judge.
- Cal-Am's Water Purchase Proceeding: This is before the Public Utilities Commission in Phase 2 of the process to review Cal-Am's water demand and water supply projections.

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

Chair Anderson introduced the matter.

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

Director Riley reported he attended the Special District Association dinner meeting on January 16, 2024 and heard information on a class investment tool as well as from Kate McKenna with LAFCO.

Director Edwards stated that he attended the Seaside Basin Watermaster meeting on January 3, 2024 and stated Director Oglesby has been reelected as Chair and Judge Wills has been assigned to the Seaside Basin Watermaster.

Chair Anderson opened the public comment for Item Nos. 8-11; no comments were directed to the Board.

PUBLIC HEARING:

Chair Anderson introduced the matter.

12. Consider First Reading of Ordinance No. 194 Amending Rule 11 and Adding Rule 23.10 to Establish a Water Entitlement for the City of Seaside

Stephanie Locke, Water Demand Manager, provided an overview of her staff report, answered questions and presented via slide-deck presentation titled “Consider First Reading of Ordinance No 194, Amending Rule 11 and Adding Rule 23.10 to Establish a Water Entitlement for the City of Seaside”. Board discussion ensued. *A copy of the presentation is available at the District office and can be found on the District website.*

Chair Anderson opened the public comment; no comments were directed to the Board.

A motion was offered by Director Edwards with a second by Director Paull to approve the first reading of Ordinance No. 194, Amending Rule 11 and Adding Rule 23.10 to Establish a Water Entitlement for the City of Seaside. The motion passed by roll-call vote of 7-Ayes (Oglesby, Adams, Eisenhart, Paull, Edwards, Riley and Anderson). 0-Noes.

DISCUSSION ITEM:

Chair Anderson introduced the matter.

13. Discuss Aquifer Storage & Recovery Third Injection Well Concept

General Manager Stoldt provided an overview of his staff report and answered questions from the Board. Board discussion ensued.

INFORMATIONAL ITEMS/STAFF REPORTS:

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

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

16. Letters Received

17. Committee Reports

18. Monthly Allocation Report

19. Water Conservation Program Report

20. Carmel River Fishery Report for November 2023

21. Monthly Water Supply and California American Water Production Report

These items were informational only and no action was taken. Copies of these reports are available at the District office and can be found on the District website.

ADJOURNMENT:

1. Chair Anderson adjourned the Regular Session at 7:35 PM.
2. Recessed the Board into continued Closed Session at 7:35 PM.
3. The Board Adjourned from Closed Session at 8:00 PM.

Sara Reyes, Deputy District Secretary

Minutes Approved by the MPWMD Board of Directors on Monday, February ____, 2024

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ITEM: CONSENT CALENDAR**2. CONSIDER APPROVAL OF ANNUAL PURCHASE OF INTERNET LICENSE FOR WATER WISE GARDENING IN MONTEREY**

Meeting Date:	February 12, 2024	Budgeted:	Yes
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	Conservation Program 4-2-2 J
Prepared By:	Stephanie Locke	Cost Estimate:	\$5,000

General Counsel Approval: N/A**Committee Recommendation: The Finance and Administration Committee considered this item on February 5, 2024, and recommended approval.****CEQA Compliance: N/A**

SUMMARY: The District hosts a web link to Monterey County Water Wise Landscaping to assist homeowners and professionals with landscape planning and design. Since landscape irrigation tends to generate the largest water usage on residential properties, the information provided by the software helps property owners be “garden smart” by providing information and photographs of water efficient plants and by allowing the user to create a landscape “shopping list.” The software is accessed by approximately 2,000 unique visitors each year.

District staff is requesting authorization to renew its one-year license to continue use of the Monterey County Water Wise Landscaping software on the District’s conservation program website. The license allows unlimited links to the host website. The Water Awareness Committee (WAC) of Monterey County (the District is a founding member) links to MPWMD’s website on their webpage. The license runs from March 1 – February 28th and is renewed each year.

RECOMMENDATION: The Finance and Administration Committee recommends the Board approve the expenditure of \$5,000 to renew the internet license with GardenSoft for the Monterey County Water Wise Landscaping software.

IMPACT TO STAFF/RESOURCES: Funds for this expenditure are available in items 4-2-2-J in the Fiscal Year 2023-2024 budget.

EXHIBIT

None

ITEM: CONSENT CALENDAR**3. CONSIDER EXPENDITURE OF BUDGETED FUNDS FOR WATER CONSERVATION EQUIPMENT**

Meeting Date:	February 12, 2023	Budgeted:	Yes
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	Conservation Devices 26-05-781187
Prepared By:	Kyle Smith	Cost Estimate:	\$20,000

General Counsel Approval: N/A**Committee Recommendation: The Finance and Administration Committee reviewed this item on February 5, 2024, 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 currently provides water conservation equipment to the public upon request and makes equipment available at various public events and workshops. This equipment includes 1.5 gallons per minute (gpm) showerheads, automatic shut-off hose nozzles, faucet aerators, and other water efficient equipment and devices. In the upcoming months, the District will be involved with local Earth Day events and other public outreach efforts and workshops.

Staff periodically requests approval for expenditure of budgeted funds to renew the District's stock of conservation equipment. Prior to making a purchase, staff checks with various vendors to ensure that the District receives the best prices available for the equipment needed. The last large purchase of equipment was in the spring of 2023.

RECOMMENDATION: The Finance and Administration Committee recommends that the Board approve an expenditure of up to \$20,000 to renew the District's water conservation equipment prior to springtime outreach efforts.

IMPACT TO STAFF/RESOURCES: Funds for this expenditure are included in the Fiscal Year 2023-2024 Water Conservation Program budget on line 4-2-2-D.

EXHIBIT**3-A Price Quote provided by AM Conservation Group, Inc.**

ITEM: CONSENT CALENDAR**4. RECEIVE AND FILE SECOND QUARTER FINANCIAL ACTIVITY REPORT FOR FISCAL YEAR 2023-2024**

Meeting Date:	February 12, 2024	Budgeted:	N/A
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	N/A
Prepared By:	Nishil Bali	Cost Estimate:	N/A

General Counsel Review: N/A**Committee Recommendation:** The Finance and Administration Committee reviewed this item on February 5, 2024 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 second quarter of Fiscal Year (FY) 2023-2024 concluded on December 31, 2023. Tables comparing budgeted and actual year-to-date revenues and expenditures for the period are included as **Exhibit 4-A**. **Exhibits 4-B** and **4-C** present the same information in bar graph format. The following comments summarize District staff's observations:

REVENUES

The revenue table compares amounts received through the second quarter of FY 2023-2024 to the amounts budgeted for that same time period. Total revenues collected were \$11,083,506, or 45.8% of the year-to-date (YTD) budgeted amount of \$24,219,125. Variances within the individual revenue categories are described below compared to the YTD budget.

- Potential revenues for the Water Supply Charge are \$1,859,306 for the period. These have been placed in a reserve account pending the results of a retrial lawsuit by the District concerning these revenues.
- Property tax revenues were \$1,503,617, or 115.7% of the budget for the period. The first installment of this revenue was received in December 2023. The second installment will be received in April 2024.
- User fee revenues were \$3,085,241, or about 102.8% of the amount budgeted.
- Pure Water Monterey Water Sales revenue was \$5,432,289 or 81.8% of the budget for the period. This is water sales revenue for water purchased from Monterey One Water and sold to California American Water and is a pass-through to the District.
- Connection Charge revenues were \$138,059, or 55.2% of the budget for the period. Actual collection was lower than the anticipated budgeted figure as the forecasted figures are based on the estimated number of connections for the permits filed. There were fewer connections for permits filed than budgeted for the current quarter.
- Permit Fees revenues were \$114,557, or 115.7% of the budget for the period. Actual collection was higher than the anticipated budgeted figure as the forecasted figures are based on the estimated number of customers pulling permits. There were more permits received than budgeted for the current quarter.

- Interest revenues were \$133,404, or 177.9% of the budget for the period. Actual interest was higher than budgeted as there has been a rise in interest rates.
- Reimbursements were \$486,808 or 75.3% of the YTD budget. This is based on actual spending and collection of reimbursement project funds. This is due to projects being deferred and continued to subsequent quarters.
- Grant revenue was \$182,652, or 1.9% of the budget. This is due to grant-funded projects being deferred and continued to subsequent quarters.
- The Other revenue category totaled \$6,879 or about 91.7% of the budgeted amount. This category includes insurance refunds, miscellaneous reimbursements, and other miscellaneous services. Actual collections were higher than anticipated.
- The Reserves category totaled \$0 or about 0.00% of the budgeted amount. This category includes potential use of reserves and the water supply carry-forward balance during the fiscal year for which adjustments will be made at the end of the fiscal year.

EXPENDITURES

Expenditure activity as depicted on the expenditure table is similar to patterns seen in past fiscal years. Total expenditures of \$9,349,532 were about 38.6% of the budgeted amount of \$24,219,125 for the period. Variances within the individual expenditure categories are described below:

- Personnel costs of \$2,370,050 were about 105.7% of the budget. This was slightly higher than the anticipated budget due to payment of the CalPERS employer portion of the unfunded liability paid upfront for the fiscal year.
- Expenditures for supplies and services were \$720,221 or about 78.7% of the budgeted amount. This was lower than the anticipated budget due to legal and consulting services being lower than anticipated for the current quarter.
- Fixed assets purchases of \$36,827 represented around 32.0% of the budgeted amount. This was due to some of the fixed asset purchases being deferred to the next quarter.
- Funds spent for project expenditures were \$6,222,434, or approximately 34.0% of the amount budgeted for the period. This is lower than budgeted due to some of the project spending being deferred. This line also includes water purchased from Monterey One Water.
- There are no Contingencies/Other expenditures in the first half of the fiscal year. This was due to the contingency budget not being spent during this quarter.
- There are no Reserve expenditures in the first half of the fiscal year. Reserve adjustments are made at the conclusion of the fiscal year.

EXHIBITS

- 4-A** Revenue and Expenditure Table
- 4-B** Revenue Graph
- 4-C** Expenditure Graph

Monterey Peninsula Water Management District
Financial Activity as of December 31, 2023
Fiscal Year 2023-2024

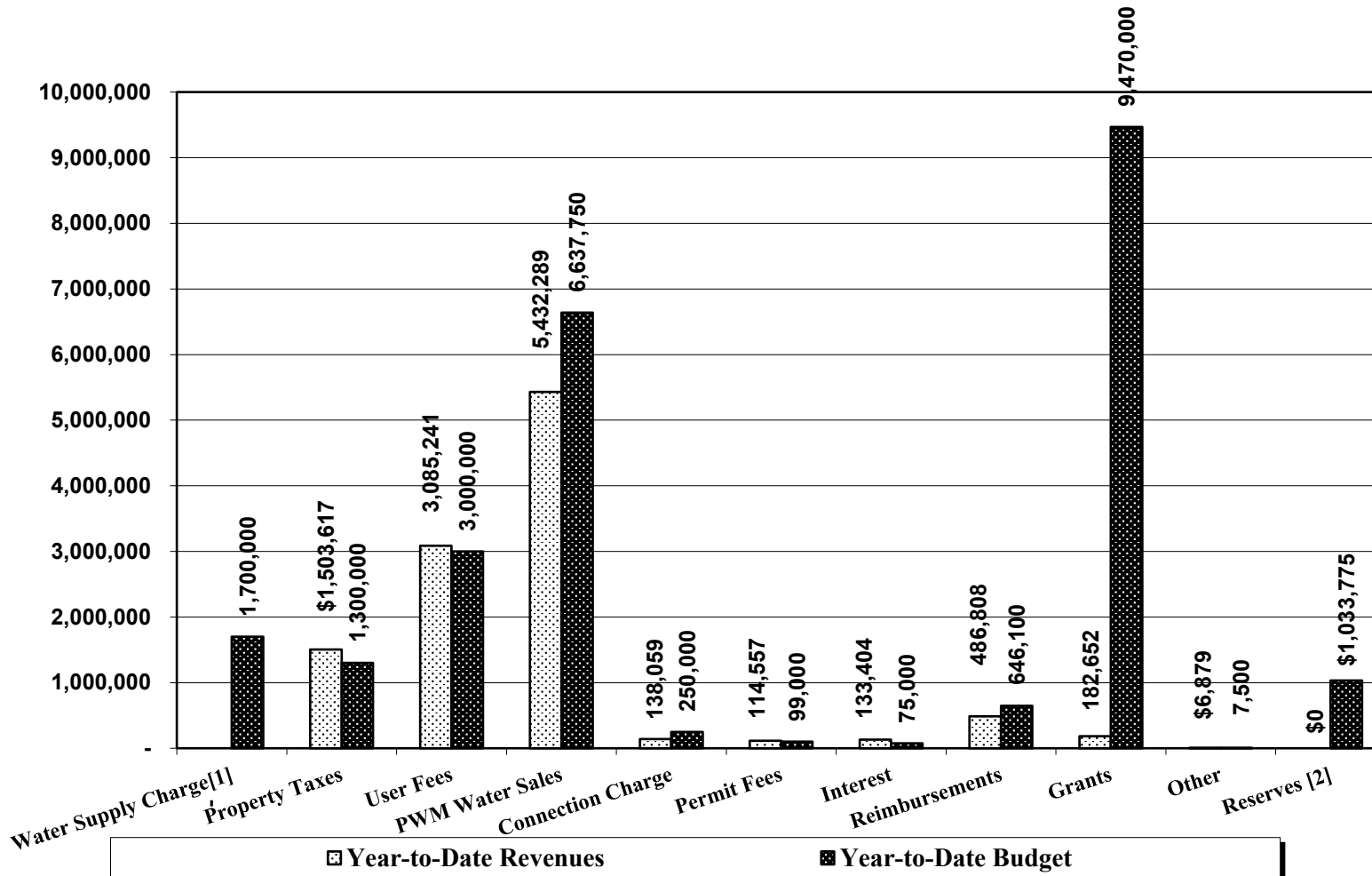
	Year-to-Date <u>Revenues</u>	Year-to-Date <u>Budget</u>	<u>Variance</u>	Percent of <u>Budget</u>
Water Supply Charge[1]	-	1,700,000	1,700,000	0.0%
Property Taxes	\$ 1,503,617	1,300,000	(203,617)	115.7%
User Fees	3,085,241	3,000,000	(85,241)	102.8%
PWM Water Sales	5,432,289	6,637,750	1,205,461	81.8%
Connection Charge	138,059	250,000	111,941	55.2%
Permit Fees	114,557	99,000	(15,557)	115.7%
Interest	133,404	75,000	(58,404)	177.9%
Reimbursements	486,808	646,100	159,292	75.3%
Grants	182,652	9,470,000	9,287,348	1.9%
Other	\$6,879	7,500	621	91.7%
Reserves [2]	\$0	\$1,033,775	\$1,033,775	0.0%
Total Revenues	<u>\$11,083,506</u>	<u>\$24,219,125</u>	<u>\$13,135,619</u>	<u>45.8%</u>

	Year-to-Date <u>Expenditures</u>	Year-to-Date <u>Budget</u>	<u>Variance</u>	Percent of <u>Budget</u>
Personnel	2,370,050	2,243,250	(126,800)	105.7%
Supplies & Services	720,221	914,950	194,729	78.7%
Fixed Assets	36,827	115,000	78,173	32.0%
Project Expenditures	6,222,434	18,315,550	12,093,116	34.0%
Contingencies/Other	-	35,000	35,000	0.0%
Reserves [2]	-	2,595,375	2,595,375	0.0%
Total Expenditures	<u>\$9,349,532</u>	<u>\$24,219,125</u>	<u>\$14,869,593</u>	<u>38.6%</u>

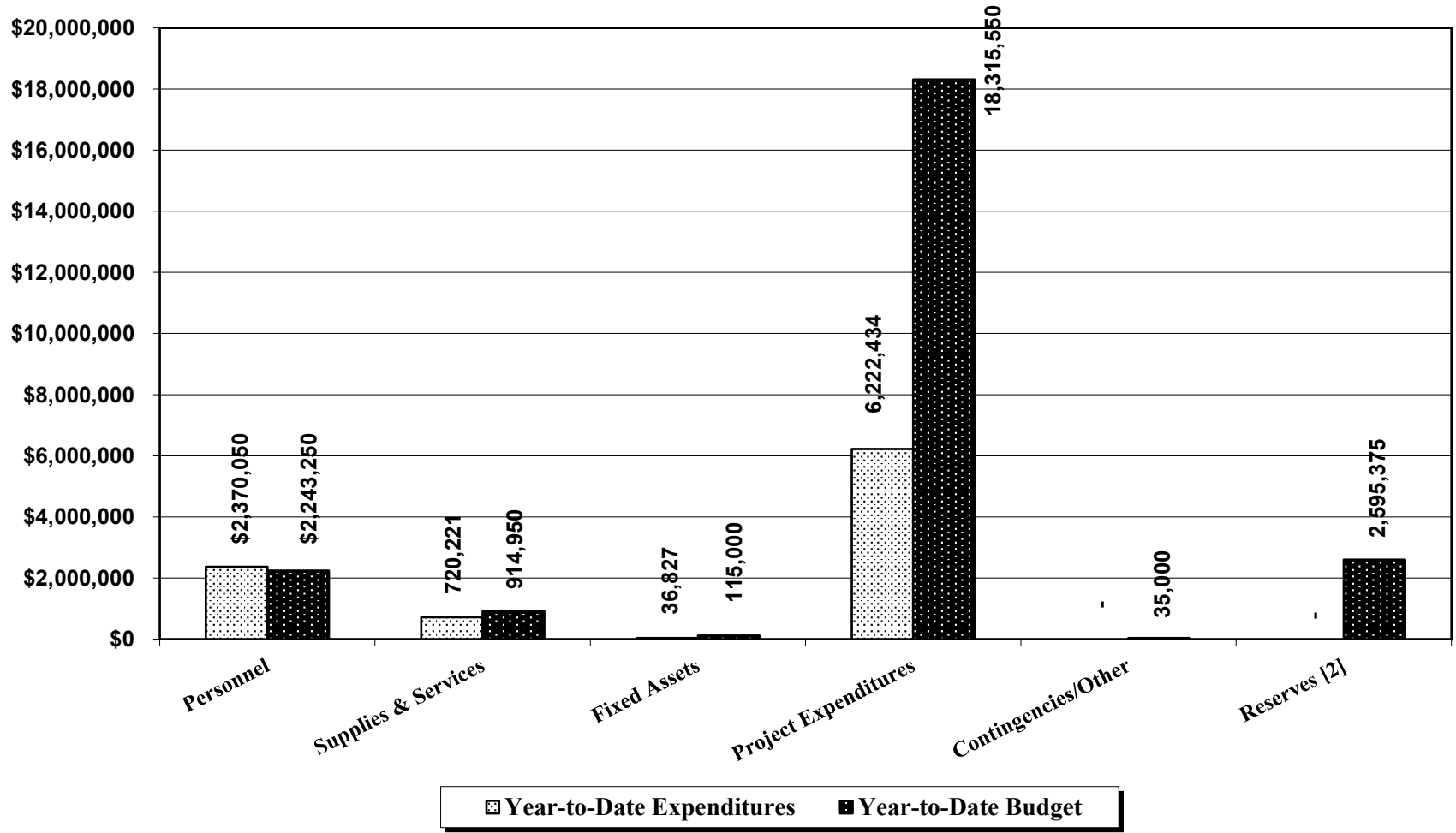
[1] \$1,859,306 was recorded in the Water Supply Charge (WSC) reserve

[2] Includes fund balance, water supply carry forward, and reserve fund, excluding WSC reserve

REVENUES
Fiscal Year Ended December 31, 2023
 Year-to-Date Actual Revenues \$11.08 M
 Year-to-Date Budgeted Revenues \$24.22 M



EXPENDITURES
Fiscal Year Ended September 30, 2023
 Year-to-Date Actual Expenditures \$9.35M
 Year-to-Date Budgeted Expenditures \$24.22 M



ITEM: CONSENT CALENDAR**5. CONSIDER APPROVAL OF THE SECOND QUARTER FISCAL YEAR 2023-2024 INVESTMENT REPORT****Meeting Date: February 12, 2024** **Budgeted: N/A****From: David J. Stoldt,**
General Manager **Program/ N/A**
Line Item No.:**Prepared By: Nishil Bali** **Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: The Finance and Administration Committee considered this item on February 5, 2024 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's investment policy requires that each quarter the Board of Directors receive and approve a report on investments held by the District. **Exhibit 5-A** is the report for the quarter ending December 31, 2023. District staff has determined that these investments do include sufficient liquid funds to meet anticipated expenditures for the next six months and as a result, this portfolio is in compliance with the current District investment policy. This portfolio is also in compliance with the California Government Code and the permitted investments of Monterey County.

RECOMMENDATION: The Finance and Administration Committee recommends that the Board approve the Second Quarter Fiscal Year 2023-2024 Investment Report.

EXHIBIT**5-A** Investment Report as of December 31, 2023.

**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
INVESTMENT REPORT AS OF DECEMBER 31, 2023**

MPWMD

Issuing Institution Security Description	Purchase Date	Maturity Date	Cost Basis	Par Value	Market Value	Annual Rate of Return	Portfolio Distribution
Local Agency Investment Fund[1]			\$9,990,839	\$9,990,839	\$9,990,839	3.929%	37.33%
Bank of America:							
Money Market			633,645	633,645	633,645	0.000%	
Checking			7,200,888	7,200,888	7,200,888	0.000%	
			<u>\$7,834,534</u>	<u>\$7,834,534</u>	<u>\$7,834,534</u>	0.000%	29.28%
Multi-Bank Securities Cash Account			305,939	305,939	\$305,939	0.000%	
Multi-Securities Bank Securities:							
Interest Bearing Certificate of Deposit	3/4/2022	9/4/2025	\$250,000	\$250,000	\$238,520	1.75%	
Interest Bearing Certificate of Deposit	9/30/2022	9/30/2027	\$250,000	\$250,000	\$248,158	4.00%	
Interest Bearing Certificate of Deposit	9/30/2020	9/30/2024	\$249,000	\$249,000	\$241,453	0.40%	
Interest Bearing Certificate of Deposit	3/31/2023	9/30/2024	\$250,000	\$250,000	\$250,763	5.50%	
Interest Bearing Certificate of Deposit	9/22/2020	9/22/2025	\$249,000	\$249,000	\$232,686	0.55%	
Interest Bearing Certificate of Deposit	9/15/2022	9/15/2027	\$250,000	\$250,000	\$244,748	3.60%	
Interest Bearing Certificate of Deposit	8/22/2023	8/22/2028	\$250,000	\$250,000	\$258,700	4.90%	
Interest Bearing Certificate of Deposit	7/26/2023	7/26/2028	\$250,000	\$250,000	\$259,480	5.00%	
Interest Bearing Certificate of Deposit	7/26/2023	7/26/2028	\$250,000	\$250,000	\$259,480	5.00%	
Interest Bearing Certificate of Deposit	7/22/2021	7/22/2026	\$250,000	\$250,000	\$229,350	0.95%	
Interest Bearing Certificate of Deposit	7/15/2021	7/14/2026	\$250,000	\$250,000	\$229,783	1.00%	
Interest Bearing Certificate of Deposit	7/12/2022	7/12/2027	\$245,000	\$245,000	\$237,851	3.35%	
Interest Bearing Certificate of Deposit	6/16/2021	6/16/2026	\$249,000	\$249,000	\$228,652	0.90%	
Interest Bearing Certificate of Deposit	11/29/2023	5/29/2026	\$250,000	\$250,000	\$252,873	5.05%	
Interest Bearing Certificate of Deposit	5/30/2023	5/29/2026	\$250,000	\$250,000	\$252,698	5.00%	
Interest Bearing Certificate of Deposit	5/12/2022	5/12/2027	\$250,000	\$250,000	\$241,635	3.20%	
Interest Bearing Certificate of Deposit	5/11/2022	5/11/2027	\$250,000	\$250,000	\$240,498	3.05%	
Interest Bearing Certificate of Deposit	4/4/2023	4/4/2025	\$250,000	\$250,000	\$250,528	5.05%	
Interest Bearing Certificate of Deposit	10/29/2021	4/29/2024	\$250,000	\$250,000	\$247,018	0.60%	
Interest Bearing Certificate of Deposit	4/12/2023	4/12/2024	\$250,000	\$250,000	\$250,005	5.35%	
Interest Bearing Certificate of Deposit	3/30/2020	3/31/2025	\$248,000	\$248,000	\$238,864	1.60%	
Interest Bearing Certificate of Deposit	9/28/2022	3/28/2024	\$250,000	\$250,000	\$249,513	4.05%	
Interest Bearing Certificate of Deposit	3/27/2023	3/27/2025	\$250,000	\$250,000	\$251,760	5.45%	
Interest Bearing Certificate of Deposit	3/23/2023	3/23/2028	\$250,000	\$250,000	\$257,258	4.90%	
Interest Bearing Certificate of Deposit	3/13/2020	3/13/2025	\$249,000	\$249,000	\$239,117	1.25%	
Interest Bearing Certificate of Deposit	2/10/2023	2/10/2028	\$250,000	\$250,000	\$250,985	4.25%	
Interest Bearing Certificate of Deposit	12/7/2022	12/9/2024	\$250,000	\$250,000	\$249,955	4.90%	
Interest Bearing Certificate of Deposit	12/8/2023	12/8/2027	\$250,000	\$250,000	\$257,298	5.00%	
Interest Bearing Certificate of Deposit	11/30/2021	11/29/2024	\$250,000	\$250,000	\$241,675	0.85%	
Interest Bearing Certificate of Deposit	10/27/2023	10/27/2026	\$250,000	\$250,000	\$257,025	5.50%	
Interest Bearing Certificate of Deposit	10/27/2021	10/27/2026	\$250,000	\$250,000	\$228,213	1.05%	
Interest Bearing Certificate of Deposit	1/11/2022	1/7/2027	\$250,000	\$250,000	\$230,328	1.50%	
			<u>\$7,989,000</u>	<u>\$7,989,000</u>	<u>\$7,846,862</u>	3.267%	29.85%
Multi-Securities Bank Securities:							
U.S. Government Bonds	02/25/21	02/25/26	\$390,000	\$390,000	\$360,785	0.70%	
U.S. Government Bonds	03/10/22	03/10/27	\$250,000	\$250,000	\$236,668	2.50%	
			<u>\$640,000</u>	<u>\$640,000</u>	<u>\$597,453</u>	1.40%	2.39%
TOTAL MPWMD			<u>\$26,760,312</u>	<u>\$26,760,312</u>	<u>\$26,575,627</u>	<u>2.476%</u>	

CAWD/PBCSD WASTEWATER RECLAMATION PROJECT

Issuing Institution Security Description	Purchase Date	Maturity Date	Cost Basis	Par Value	Market Value	Annual Rate of Return	Portfolio Distribution
Bank of America:							
Money Market Fund			379,073	379,073	\$379,073	0.000%	100.00%
TOTAL WASTEWATER RECLAMATION PROJECT			<u>\$379,073</u>	<u>\$379,073</u>	<u>\$379,073</u>	<u>0.000%</u>	

These investments do include sufficient liquid funds to meet anticipated expenditures for the next six months as reflected in the FY 2023-2024 annual budget adopted on June 20, 2023.

[1] Includes Pooled Money Investment Account Average Monthly Effective Yield

ITEM: CONSENT CALENDAR**6. CONSIDER ADOPTION OF TREASURER'S REPORT FOR DECEMBER 2023****Meeting Date:** February 12, 2024 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/** N/A
Line Item No.:**Prepared By:** Nishil Bali **Cost Estimate:** N/A**General Counsel Review:** N/A**Committee Recommendation:** The Finance and Administration Committee considered this item on February 5, 2024 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 6-A comprises the Treasurer's Report for December 2023. Exhibit 6-B includes listings of check disbursements for the period December 1-31, 2023. Checks, virtual checks (AP Automation), direct deposits of employee paychecks, payroll tax deposits, and bank charges resulted in total disbursements for the period in the amount of \$2,714,949.54. There were \$76,043.41 in conservation rebates paid out during the current period. Exhibit 6-C reflects the unaudited version of the Statement of Revenues and Expenditures for the month ending December 31, 2023.

RECOMMENDATION: The Finance and Administration Committee recommends that the Board adopt the December 2023 Treasurer's Report and Statement of Revenues and Expenditures and ratify the disbursements made during the month.

EXHIBITS**6-A** Treasurer's Report**6-B** Listing of Cash Disbursements-Regular**6-C** Statement of Revenues and Expenditures

**MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
TREASURER'S REPORT FOR DECEMBER 2023**

<u>Description</u>	<u>Checking</u>	<u>MPWMD Money Market</u>	<u>L.A.I.F.</u>	<u>Multi-Bank Securities*</u>	<u>MPWMD Total</u>	<u>PB Reclamation Money Market</u>
Beginning Balance	\$1,348,644.86	\$1,828,238.25	\$9,990,839.26	\$8,918,372.64	\$22,086,095.01	\$512,056.00
Fee Deposits		4,009,602.33			4,009,602.33	367,017.36
MoCo Tax & WS Chg Installment Pymt		3,362,997.75			3,362,997.75	
Interest Received				16,566.58	16,566.58	
Transfer - Checking/LAIF					0.00	
Transfer - Money Market/LAIF					0.00	
Transfer - Money Market/Checking	1,999,950.00	(1,999,950.00)			0.00	
Transfer - Money Market/Multi-Bank					0.00	
Transfer to CAWD					0.00	(500,000.00)
Voided Checks					0.00	
Bank Corrections/Reversals/Errors					0.00	
Bank Charges/Other	-				0.00	
Credit Card Fees	(847.35)				(847.35)	
Returned Deposits	-				0.00	
Payroll Tax/Benefit Deposits	(153,252.36)				(153,252.36)	
Payroll Checks/Direct Deposits	(229,388.01)				(229,388.01)	
General Checks	(33,323.16)				(33,323.16)	
Rebate Payments	(76,043.41)				(76,043.41)	
Bank Draft Payments	(36,370.08)				(36,370.08)	
AP Automation Payments	(2,185,725.17)				(2,185,725.17)	
Ending Balance	\$633,645.32	\$7,200,888.33	\$9,990,839.26	\$8,934,939.22	\$26,760,312.13	\$379,073.36

* Fixed Income investments are reported at face value

EXHIBIT 6-B

Check Report



Monterey Peninsula Water Management Di

By Check Number

Date Range: 12/01/2023 - 12/31/2023

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: APBNK	-Bank of America Checking					
04040	City of Seaside	12/01/2023	Regular	0.00	940.50	40813
06999	KBA Document Solutions, LLC	12/15/2023	Regular	0.00	-23,308.39	40815
06999	KBA Document Solutions, LLC	12/15/2023	Regular	0.00	23,308.39	40815
00252	Cal-Am Water	12/29/2023	Regular	0.00	9,074.27	40817
06999	KBA Document Solutions, LLC	12/29/2023	Regular	0.00	23,308.39	40818
00767	AFLAC	12/01/2023	Virtual Payment	0.00	771.59	APA003676
01188	Alhambra	12/01/2023	Virtual Payment	0.00	180.06	APA003677
01015	American Lock & Key	12/01/2023	Virtual Payment	0.00	10.38	APA003678
12601	Carmel Valley Ace Hardware	12/01/2023	Virtual Payment	0.00	24.10	APA003679
17966	Carmel Valley Ironworks, Inc.	12/01/2023	Virtual Payment	0.00	268.38	APA003680
00028	Colantuono, Highsmith, & Whatley, PC	12/01/2023	Virtual Payment	0.00	5,953.00	APA003681
11822	CSC	12/01/2023	Virtual Payment	0.00	10,000.00	APA003682
00046	De Lay & Laredo	12/01/2023	Virtual Payment	0.00	56,378.50	APA003683
18734	DeVeera Inc.	12/01/2023	Virtual Payment	0.00	5,132.63	APA003684
00192	Extra Space Storage	12/01/2023	Virtual Payment	0.00	1,258.00	APA003685
00993	Harris Court Business Park	12/01/2023	Virtual Payment	0.00	360.77	APA003686
00993	Harris Court Business Park	12/01/2023	Virtual Payment	0.00	360.49	APA003687
24166	Kevin Robert Knapp	12/01/2023	Virtual Payment	0.00	3,375.00	APA003688
00222	M.J. Murphy	12/01/2023	Virtual Payment	0.00	84.52	APA003689
00117	Marina Backflow Company	12/01/2023	Virtual Payment	0.00	85.00	APA003690
00223	Martins Irrigation Supply	12/01/2023	Virtual Payment	0.00	191.76	APA003691
00274	Monterey One Water	12/01/2023	Virtual Payment	0.00	828,966.11	APA003692
13396	Navia Benefit Solutions, Inc.	12/01/2023	Virtual Payment	0.00	752.91	APA003693
00036	Parham Living Trust	12/01/2023	Virtual Payment	0.00	850.00	APA003694
07627	Purchase Power	12/01/2023	Virtual Payment	0.00	500.00	APA003695
24163	Quality Print & Copy LLC	12/01/2023	Virtual Payment	0.00	383.53	APA003696
00228	Ryan Ranch Printers	12/01/2023	Virtual Payment	0.00	240.70	APA003697
04708	Tyler Business Forms	12/01/2023	Virtual Payment	0.00	605.78	APA003698
23764	Tyman Construction Inc.	12/01/2023	Virtual Payment	0.00	56,654.96	APA003699
00269	U.S. Bank	12/01/2023	Virtual Payment	0.00	6,965.97	APA003700
00207	Universal Staffing Inc.	12/01/2023	Virtual Payment	0.00	2,305.50	APA003701
00763	ACWA-JPIA	12/15/2023	Virtual Payment	0.00	359.52	APA003702
04349	American Water Resources Assoc.	12/15/2023	Virtual Payment	0.00	182.00	APA003703
04039	American Water Works Association	12/15/2023	Virtual Payment	0.00	2,037.00	APA003704
14567	Applicant Information	12/15/2023	Virtual Payment	0.00	124.22	APA003705
00263	Arlene Tavani	12/15/2023	Virtual Payment	0.00	1,040.00	APA003706
00253	AT&T	12/15/2023	Virtual Payment	0.00	1,348.20	APA003707
04350	California Special Districts Assoc.	12/15/2023	Virtual Payment	0.00	9,275.00	APA003708
00083	Clifton Larson Allen LLP	12/15/2023	Virtual Payment	0.00	5,250.00	APA003709
18734	DeVeera Inc.	12/15/2023	Virtual Payment	0.00	37,128.80	APA003710
02833	Greg James	12/15/2023	Virtual Payment	0.00	804.58	APA003711
04717	Inder Osahan	12/15/2023	Virtual Payment	0.00	1,413.12	APA003712
00094	John Arriaga	12/15/2023	Virtual Payment	0.00	3,400.00	APA003713
05830	Larry Hampson	12/15/2023	Virtual Payment	0.00	1,413.12	APA003714
13431	Lynx Technologies, Inc	12/15/2023	Virtual Payment	0.00	1,275.00	APA003715
00222	M.J. Murphy	12/15/2023	Virtual Payment	0.00	162.43	APA003716
00259	Marina Coast Water District	12/15/2023	Virtual Payment	0.00	2,514.81	APA003717
00223	Martins Irrigation Supply	12/15/2023	Virtual Payment	0.00	61.27	APA003718
12597	Maureen Hamilton	12/15/2023	Virtual Payment	0.00	180.00	APA003719
00118	Monterey Bay Carpet & Janitorial Svc	12/15/2023	Virtual Payment	0.00	1,260.00	APA003720
04728	Monterey County Business Council	12/15/2023	Virtual Payment	0.00	1,250.00	APA003721
00274	Monterey One Water	12/15/2023	Virtual Payment	0.00	965,213.89	APA003722
13396	Navia Benefit Solutions, Inc.	12/15/2023	Virtual Payment	0.00	100.00	APA003723
00154	Peninsula Messenger Service	12/15/2023	Virtual Payment	0.00	534.00	APA003724

Check Report

Date Range: 12/01/2023 - 12/31/2023

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
00755	Peninsula Welding Supply, Inc.	12/15/2023	Virtual Payment	0.00	322.11	APA003725
00262	Pure H2O	12/15/2023	Virtual Payment	0.00	65.54	APA003726
00251	Rick Dickhaut	12/15/2023	Virtual Payment	0.00	540.00	APA003727
17968	Rutan & Tucker, LLP	12/15/2023	Virtual Payment	0.00	26,544.94	APA003728
04709	Sherron Forsgren	12/15/2023	Virtual Payment	0.00	472.32	APA003729
19700	Shute, Mihaly & Weinberger LLP	12/15/2023	Virtual Payment	0.00	10,394.16	APA003730
04359	The Carmel Pine Cone	12/15/2023	Virtual Payment	0.00	1,452.00	APA003731
17965	The Maynard Group	12/15/2023	Virtual Payment	0.00	8,328.56	APA003732
00024	Three Amigos Pest Control DBA Central Coast E	12/15/2023	Virtual Payment	0.00	104.00	APA003733
00203	ThyssenKrup Elevator	12/15/2023	Virtual Payment	0.00	733.99	APA003734
14680	Tope's Tree Service	12/15/2023	Virtual Payment	0.00	2,500.00	APA003735
00225	Trowbridge Enterprises Inc.	12/15/2023	Virtual Payment	0.00	168.02	APA003736
18737	U.S. Bank Equipment Finance	12/15/2023	Virtual Payment	0.00	871.81	APA003737
00207	Universal Staffing Inc.	12/15/2023	Virtual Payment	0.00	1,247.00	APA003738
00271	UPEC, Local 792	12/15/2023	Virtual Payment	0.00	1,188.00	APA003739
04360	WateReuse Association	12/15/2023	Virtual Payment	0.00	5,407.50	APA003740
23550	WellmanAD	12/15/2023	Virtual Payment	0.00	8,325.00	APA003741
08105	Yolanda Munoz	12/15/2023	Virtual Payment	0.00	540.00	APA003742
06009	yourservicesolution.com	12/15/2023	Virtual Payment	0.00	3,711.00	APA003743
20230	Zoom Video Communications Inc	12/15/2023	Virtual Payment	0.00	447.89	APA003744
01188	Alhambra	12/28/2023	Virtual Payment	0.00	169.07	APA003957
00760	Andy Bell	12/28/2023	Virtual Payment	0.00	618.00	APA003958
04351	Carmel Chamber of Commerce	12/28/2023	Virtual Payment	0.00	790.00	APA003959
00281	CoreLogic Information Solutions, Inc.	12/28/2023	Virtual Payment	0.00	1,430.17	APA003960
00046	De Lay & Laredo	12/28/2023	Virtual Payment	0.00	36,001.00	APA003961
18734	DeVeera Inc.	12/28/2023	Virtual Payment	0.00	1,064.01	APA003962
18225	DUDEK	12/28/2023	Virtual Payment	0.00	3,661.25	APA003963
00192	Extra Space Storage	12/28/2023	Virtual Payment	0.00	1,258.00	APA003964
15398	GovInvest	12/28/2023	Virtual Payment	0.00	3,000.00	APA003965
12655	Graphicsmiths	12/28/2023	Virtual Payment	0.00	220.00	APA003966
03965	Irrigation Association	12/28/2023	Virtual Payment	0.00	500.00	APA003967
03857	Joe Oliver	12/28/2023	Virtual Payment	0.00	705.00	APA003968
00222	M.J. Murphy	12/28/2023	Virtual Payment	0.00	157.28	APA003969
01012	Mark Dudley	12/28/2023	Virtual Payment	0.00	1,080.00	APA003970
00223	Martins Irrigation Supply	12/28/2023	Virtual Payment	0.00	6.92	APA003971
00242	MBAS	12/28/2023	Virtual Payment	0.00	2,729.00	APA003972
16182	Monterey County Weekly	12/28/2023	Virtual Payment	0.00	970.00	APA003973
00274	Monterey One Water	12/28/2023	Virtual Payment	0.00	250.21	APA003974
23759	Ozark Underground Lab, Inc	12/28/2023	Virtual Payment	0.00	1,091.00	APA003975
24871	Radiant Landscaping Inc.	12/28/2023	Virtual Payment	0.00	1,785.00	APA003976
13394	Regional Government Services	12/28/2023	Virtual Payment	0.00	6,858.78	APA003977
00251	Rick Dickhaut	12/28/2023	Virtual Payment	0.00	554.00	APA003978
24873	Rincon Consultants Inc	12/28/2023	Virtual Payment	0.00	10,136.00	APA003979
17968	Rutan & Tucker, LLP	12/28/2023	Virtual Payment	0.00	12,880.00	APA003980
00176	Sentry Alarm Systems	12/28/2023	Virtual Payment	0.00	185.50	APA003981
09989	Star Sanitation Services	12/28/2023	Virtual Payment	0.00	94.31	APA003982
09425	The Ferguson Group LLC	12/28/2023	Virtual Payment	0.00	55.74	APA003983
00225	Trowbridge Enterprises Inc.	12/28/2023	Virtual Payment	0.00	157.07	APA003984
00207	Universal Staffing Inc.	12/28/2023	Virtual Payment	0.00	2,269.25	APA003985
07769	University Corporation at Ryan Ranch	12/28/2023	Virtual Payment	0.00	1,815.17	APA003986
08105	Yolanda Munoz	12/28/2023	Virtual Payment	0.00	540.00	APA003987
06009	yourservicesolution.com	12/28/2023	Virtual Payment	0.00	343.00	APA003988
00266	I.R.S.	12/01/2023	Bank Draft	0.00	13,914.17	DFT0003083
00266	I.R.S.	12/01/2023	Bank Draft	0.00	3,053.26	DFT0003084
00267	Employment Development Dept.	12/01/2023	Bank Draft	0.00	5,537.14	DFT0003085
00282	PG&E	12/01/2023	Bank Draft	0.00	2,224.92	DFT0003086
00252	Cal-Am Water	12/01/2023	Bank Draft	0.00	78.79	DFT0003087
00252	Cal-Am Water	12/01/2023	Bank Draft	0.00	172.32	DFT0003088
00758	FedEx	12/01/2023	Bank Draft	0.00	427.66	DFT0003089
00277	Home Depot Credit Services	12/01/2023	Bank Draft	0.00	187.32	DFT0003090
00221	Verizon Wireless	12/01/2023	Bank Draft	0.00	1,444.60	DFT0003091

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Date Range: 12/01/2023 - 12/31/2023

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
18163	Wex Bank	12/01/2023	Bank Draft	0.00	159.19	DFT0003092
00266	I.R.S.	12/15/2023	Bank Draft	0.00	15,677.51	DFT0003093
00266	I.R.S.	12/15/2023	Bank Draft	0.00	3,244.03	DFT0003094
00267	Employment Development Dept.	12/15/2023	Bank Draft	0.00	6,428.33	DFT0003095
00266	I.R.S.	12/15/2023	Bank Draft	0.00	6.81	DFT0003096
00266	I.R.S.	12/15/2023	Bank Draft	0.00	58.74	DFT0003097
00266	I.R.S.	12/15/2023	Bank Draft	0.00	251.10	DFT0003098
00758	FedEx	12/15/2023	Bank Draft	0.00	232.04	DFT0003099
00277	Home Depot Credit Services	12/15/2023	Bank Draft	0.00	723.30	DFT0003100
00282	PG&E	12/15/2023	Bank Draft	0.00	72.82	DFT0003101
00769	Laborers Trust Fund of Northern CA	12/11/2023	Bank Draft	0.00	35,650.00	DFT0003102
00252	Cal-Am Water	12/15/2023	Bank Draft	0.00	186.27	DFT0003103
00282	PG&E	12/15/2023	Bank Draft	0.00	6.49	DFT0003104
00768	MissionSquare Retirement- 302617	12/01/2023	Bank Draft	0.00	5,480.97	DFT0003108
16235	California Department of Tax and Fee Administr	12/22/2023	Bank Draft	0.00	4,057.73	DFT0003113
00277	Home Depot Credit Services	12/27/2023	Bank Draft	0.00	137.93	DFT0003115
00282	PG&E	12/27/2023	Bank Draft	0.00	17,153.32	DFT0003116
00282	PG&E	12/27/2023	Bank Draft	0.00	747.69	DFT0003117
00282	PG&E	12/27/2023	Bank Draft	0.00	44.38	DFT0003118
18163	Wex Bank	12/27/2023	Bank Draft	0.00	1,166.30	DFT0003119
16717	State Water Resources Control Board	12/27/2023	Bank Draft	0.00	3,746.00	DFT0003120
00266	I.R.S.	12/29/2023	Bank Draft	0.00	14,434.52	DFT0003121
00266	I.R.S.	12/29/2023	Bank Draft	0.00	3,251.26	DFT0003122
00267	Employment Development Dept.	12/29/2023	Bank Draft	0.00	5,832.30	DFT0003123
00758	FedEx	12/28/2023	Bank Draft	0.00	258.30	DFT0003125
00221	Verizon Wireless	12/28/2023	Bank Draft	0.00	1,371.75	DFT0003126
18163	Wex Bank	12/28/2023	Bank Draft	0.00	245.21	DFT0003127
00266	I.R.S.	12/29/2023	Bank Draft	0.00	39.20	DFT0003129
00266	I.R.S.	12/29/2023	Bank Draft	0.00	167.40	DFT0003130
00766	Standard Insurance Company	12/29/2023	Bank Draft	0.00	1,525.75	DFT0003131
00256	PERS Retirement	12/08/2023	Bank Draft	0.00	19,623.69	DFT0003150
00256	PERS Retirement	12/28/2023	Bank Draft	0.00	20,602.44	DFT0003151

Payment Type	Bank Code APBNK		Summary	
	Payable Count	Payment Count	Discount	Payment
Regular Checks	4	4	0.00	56,631.55
Manual Checks	0	0	0.00	0.00
Voided Checks	0	1	0.00	-23,308.39
Bank Drafts	67	41	0.00	189,622.95
EFT's	0	0	0.00	0.00
Virtual Payments	172	101	0.00	2,185,725.17
	243	147	0.00	2,408,671.28

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Date Range: 12/01/2023 - 12/31/2023

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: REBATES-02-Rebates: Use Only For Rebates						
25881	Ankia Chandrasekaran	12/15/2023	Virtual Payment	0.00	500.00	APA003745
25891	Ann Seff	12/15/2023	Virtual Payment	0.00	125.00	APA003746
25902	Anne Rogers	12/15/2023	Virtual Payment	0.00	200.00	APA003747
25887	Anthony & Jennifer Kuenz	12/15/2023	Virtual Payment	0.00	125.00	APA003748
25862	Anthony Marsequerra	12/15/2023	Virtual Payment	0.00	500.00	APA003749
25870	Brian Parks	12/15/2023	Virtual Payment	0.00	500.00	APA003750
25896	Bryan Wilson	12/15/2023	Virtual Payment	0.00	200.00	APA003751
25867	Caitlin Richmond	12/15/2023	Virtual Payment	0.00	500.00	APA003752
25911	Charles Blake Spiering	12/15/2023	Virtual Payment	0.00	199.00	APA003753
25880	Chris Sargent	12/15/2023	Virtual Payment	0.00	500.00	APA003754
25757	Dale Camany	12/15/2023	Virtual Payment	0.00	125.00	APA003755
25897	Daniel Nussbaum	12/15/2023	Virtual Payment	0.00	200.00	APA003756
25850	Daryl Nieto	12/15/2023	Virtual Payment	0.00	625.00	APA003757
25886	David Reichard	12/15/2023	Virtual Payment	0.00	125.00	APA003758
25893	Dennis Falk	12/15/2023	Virtual Payment	0.00	125.00	APA003759
25906	Douglas Philbrick	12/15/2023	Virtual Payment	0.00	200.00	APA003760
25912	Eric Mueller	12/15/2023	Virtual Payment	0.00	75.00	APA003761
25851	Eta Lin	12/15/2023	Virtual Payment	0.00	500.00	APA003762
25873	Forrest Melton	12/15/2023	Virtual Payment	0.00	500.00	APA003763
25848	Geoffrey Sharp	12/15/2023	Virtual Payment	0.00	500.00	APA003764
25877	German Humberto Mejia Rivera	12/15/2023	Virtual Payment	0.00	500.00	APA003765
22172	Gina Prue	12/15/2023	Virtual Payment	0.00	125.00	APA003766
25915	Ginny Roggeman	12/15/2023	Virtual Payment	0.00	150.00	APA003767
25888	Gray Gary E & Jane E TRS	12/15/2023	Virtual Payment	0.00	125.00	APA003768
25892	Jaclyn Kinney	12/15/2023	Virtual Payment	0.00	125.00	APA003769
25905	James Lodato	12/15/2023	Virtual Payment	0.00	200.00	APA003770
25908	James Rabjohn	12/15/2023	Virtual Payment	0.00	199.00	APA003771
25903	Janice Stoney	12/15/2023	Virtual Payment	0.00	199.00	APA003772
25916	Jared Witmer	12/15/2023	Virtual Payment	0.00	75.00	APA003773
25882	Jeff Bushnell	12/15/2023	Virtual Payment	0.00	500.00	APA003774
25852	John Coleman	12/15/2023	Virtual Payment	0.00	500.00	APA003775
25913	John Ivie	12/15/2023	Virtual Payment	0.00	150.00	APA003776
25858	Jonathan Oser	12/15/2023	Virtual Payment	0.00	500.00	APA003777
25907	Joseph M Bailey	12/15/2023	Virtual Payment	0.00	199.00	APA003778
25890	Joyce Giuffre	12/15/2023	Virtual Payment	0.00	125.00	APA003779
25845	Julie R Deaver	12/15/2023	Virtual Payment	0.00	500.00	APA003780
25855	Juliet Manzano	12/15/2023	Virtual Payment	0.00	500.00	APA003781
25909	Karen Kessler	12/15/2023	Virtual Payment	0.00	200.00	APA003782
25872	Kathryn Kandler	12/15/2023	Virtual Payment	0.00	500.00	APA003783
25895	Keith Cohn	12/15/2023	Virtual Payment	0.00	125.00	APA003784
25878	Kim Reading	12/15/2023	Virtual Payment	0.00	500.00	APA003785
25854	Konstantin Smekalin	12/15/2023	Virtual Payment	0.00	500.00	APA003786
25875	Kristin Paris	12/15/2023	Virtual Payment	0.00	499.99	APA003787
21430	Laron Johnson	12/15/2023	Virtual Payment	0.00	200.00	APA003788
25898	LaSalle Homes Association C/O HOA Mgmt	12/15/2023	Virtual Payment	0.00	219.98	APA003789
25917	Laurie Huelga	12/15/2023	Virtual Payment	0.00	125.00	APA003790
25856	Leslie Alex & Margaret Ann Konkin	12/15/2023	Virtual Payment	0.00	500.00	APA003791
25904	Linda Keigwin	12/15/2023	Virtual Payment	0.00	200.00	APA003792
25864	Lorraine Wren	12/15/2023	Virtual Payment	0.00	500.00	APA003793
25883	Marco Scardina	12/15/2023	Virtual Payment	0.00	500.00	APA003794
25879	Mary A Smith	12/15/2023	Virtual Payment	0.00	500.00	APA003795
25849	Maryruth Wilde	12/15/2023	Virtual Payment	0.00	500.00	APA003796
25866	Melissa McCluskey	12/15/2023	Virtual Payment	0.00	500.00	APA003797
25871	Michael Bailey	12/15/2023	Virtual Payment	0.00	500.00	APA003798
23017	Michael Hagerty	12/15/2023	Virtual Payment	0.00	200.00	APA003799
20663	Michael Waldo	12/15/2023	Virtual Payment	0.00	275.00	APA003800
25868	Michael Wecker	12/15/2023	Virtual Payment	0.00	500.00	APA003801
25865	Miriam Fickewirth	12/15/2023	Virtual Payment	0.00	500.00	APA003802
25874	Natalie Barefoot	12/15/2023	Virtual Payment	0.00	500.00	APA003803
25910	Neil MacLaren	12/15/2023	Virtual Payment	0.00	199.00	APA003804

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Date Range: 12/01/2023 - 12/31/2023

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
25889	Pamela Rice	12/15/2023	Virtual Payment	0.00	125.00	APA003805
25857	Philip Ladd	12/15/2023	Virtual Payment	0.00	500.00	APA003806
25876	Philip Murphy	12/15/2023	Virtual Payment	0.00	499.99	APA003807
25859	Raymond Watson	12/15/2023	Virtual Payment	0.00	500.00	APA003808
25869	Robert Stites	12/15/2023	Virtual Payment	0.00	500.00	APA003809
25846	Roman Serkuton	12/15/2023	Virtual Payment	0.00	500.00	APA003810
25861	Sadi Dalieh	12/15/2023	Virtual Payment	0.00	500.00	APA003811
25885	Sandee Russell	12/15/2023	Virtual Payment	0.00	125.00	APA003812
25853	Sandra Robeson	12/15/2023	Virtual Payment	0.00	500.00	APA003813
25884	Seung Baek	12/15/2023	Virtual Payment	0.00	125.00	APA003814
25900	Sharon Larson	12/15/2023	Virtual Payment	0.00	200.00	APA003815
25901	Sharon Miller	12/15/2023	Virtual Payment	0.00	200.00	APA003816
25860	Sheri Benham	12/15/2023	Virtual Payment	0.00	500.00	APA003817
25847	Susan Chapman	12/15/2023	Virtual Payment	0.00	500.00	APA003818
25863	Susie Sarpakaya	12/15/2023	Virtual Payment	0.00	500.00	APA003819
23527	Suzanne Thomas	12/15/2023	Virtual Payment	0.00	200.00	APA003820
25894	Thomas Cahalan	12/15/2023	Virtual Payment	0.00	125.00	APA003821
25914	Tim Hudleson	12/15/2023	Virtual Payment	0.00	375.00	APA003822
25899	Toni Ann Gatzke	12/15/2023	Virtual Payment	0.00	200.00	APA003823
25952	Adam Gota	12/22/2023	Virtual Payment	0.00	200.00	APA003824
25931	Alexander Bedley	12/22/2023	Virtual Payment	0.00	500.00	APA003825
20487	Alyce Foster	12/22/2023	Virtual Payment	0.00	199.00	APA003826
25925	Andrea Edman	12/22/2023	Virtual Payment	0.00	500.00	APA003827
25936	Annette Boggs	12/22/2023	Virtual Payment	0.00	875.00	APA003828
25922	Brian Norman	12/22/2023	Virtual Payment	0.00	500.00	APA003829
25762	C.D. Quinones	12/22/2023	Virtual Payment	0.00	500.00	APA003830
25958	Carl Pinto	12/22/2023	Virtual Payment	0.00	200.00	APA003831
25945	Carol Kaplan	12/22/2023	Virtual Payment	0.00	500.00	APA003832
25963	Charles Kleinschmidt	12/22/2023	Virtual Payment	0.00	124.00	APA003833
21831	Charles Knight	12/22/2023	Virtual Payment	0.00	140.00	APA003834
25947	Charmion Edwards	12/22/2023	Virtual Payment	0.00	698.00	APA003835
25959	Chris Clark	12/22/2023	Virtual Payment	0.00	200.00	APA003836
25950	Courtney Erlenbusch	12/22/2023	Virtual Payment	0.00	125.00	APA003837
25946	Craig Nofziger	12/22/2023	Virtual Payment	0.00	500.00	APA003838
25951	Daniel Byrne	12/22/2023	Virtual Payment	0.00	125.00	APA003839
25924	Daniel Dau	12/22/2023	Virtual Payment	0.00	500.00	APA003840
25934	Daniel Flanagan	12/22/2023	Virtual Payment	0.00	500.00	APA003841
25964	David Kazansky	12/22/2023	Virtual Payment	0.00	124.00	APA003842
25919	Deborah Housman	12/22/2023	Virtual Payment	0.00	500.00	APA003843
25930	Diane Pehler	12/22/2023	Virtual Payment	0.00	500.00	APA003844
25971	Don Basseri	12/22/2023	Virtual Payment	0.00	125.00	APA003845
25962	Edward Gavrin	12/22/2023	Virtual Payment	0.00	199.00	APA003846
25948	Elizabeth B. Passanisi	12/22/2023	Virtual Payment	0.00	500.00	APA003847
22017	Eric Allen	12/22/2023	Virtual Payment	0.00	384.99	APA003848
25960	Eric Bull	12/22/2023	Virtual Payment	0.00	200.00	APA003849
25923	Eric Lidke	12/22/2023	Virtual Payment	0.00	500.00	APA003850
25943	Francisco Ballesteros	12/22/2023	Virtual Payment	0.00	500.00	APA003851
25953	George Zunich	12/22/2023	Virtual Payment	0.00	199.00	APA003852
25921	Hunter Marner	12/22/2023	Virtual Payment	0.00	500.00	APA003853
25920	Ifeanyi Umeh	12/22/2023	Virtual Payment	0.00	500.00	APA003854
25927	Jeffrey Lyles	12/22/2023	Virtual Payment	0.00	500.00	APA003855
25961	Jennifer Frank	12/22/2023	Virtual Payment	0.00	200.00	APA003856
21852	Jennifer Levey	12/22/2023	Virtual Payment	0.00	199.00	APA003857
25940	Jeremy L. Deweese	12/22/2023	Virtual Payment	0.00	499.99	APA003858
25966	John Muir	12/22/2023	Virtual Payment	0.00	125.00	APA003859
25939	Leslie Huntley	12/22/2023	Virtual Payment	0.00	500.00	APA003860
25949	Linda Nakata	12/22/2023	Virtual Payment	0.00	125.00	APA003861
25935	Maher Essi	12/22/2023	Virtual Payment	0.00	500.00	APA003862
25735	Mark Bishop	12/22/2023	Virtual Payment	0.00	200.00	APA003863
25941	Martha Craig	12/22/2023	Virtual Payment	0.00	500.00	APA003864
25965	Mary Orton-Mitchell	12/22/2023	Virtual Payment	0.00	124.00	APA003865

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Date Range: 12/01/2023 - 12/31/2023

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
25944	Michael Jackson	12/22/2023	Virtual Payment	0.00	500.00	APA003866
25942	Michael L. Vezilich	12/22/2023	Virtual Payment	0.00	500.00	APA003867
25969	Michael Seybold	12/22/2023	Virtual Payment	0.00	75.00	APA003868
25763	Mike Hitchcock	12/22/2023	Virtual Payment	0.00	99.00	APA003869
25956	Natalie Popovich	12/22/2023	Virtual Payment	0.00	199.00	APA003870
22252	Nicole Jakaby	12/22/2023	Virtual Payment	0.00	199.00	APA003871
25968	Patricia Szasz	12/22/2023	Virtual Payment	0.00	75.00	APA003872
25957	Paula Jordanek	12/22/2023	Virtual Payment	0.00	199.00	APA003873
25929	Paula Udwadia	12/22/2023	Virtual Payment	0.00	500.00	APA003874
25967	Richard Bertero	12/22/2023	Virtual Payment	0.00	200.00	APA003875
20986	Richard Cadigan	12/22/2023	Virtual Payment	0.00	75.00	APA003876
25932	Robert Felice	12/22/2023	Virtual Payment	0.00	500.00	APA003877
25970	Robert Fischer	12/22/2023	Virtual Payment	0.00	75.00	APA003878
23717	Roger Beretti	12/22/2023	Virtual Payment	0.00	125.00	APA003879
25918	Rosa Cano	12/22/2023	Virtual Payment	0.00	500.00	APA003880
25761	Sal Sardina	12/22/2023	Virtual Payment	0.00	500.00	APA003881
25937	Samuel Huntington	12/22/2023	Virtual Payment	0.00	500.00	APA003882
25955	Scott Giles	12/22/2023	Virtual Payment	0.00	199.00	APA003883
25928	Terice Clark	12/22/2023	Virtual Payment	0.00	500.00	APA003884
25938	Theron Schaub	12/22/2023	Virtual Payment	0.00	500.00	APA003885
25954	Thomas Gould	12/22/2023	Virtual Payment	0.00	199.00	APA003886
25933	Virginia Thornley	12/22/2023	Virtual Payment	0.00	500.00	APA003887
25926	Walter Snook	12/22/2023	Virtual Payment	0.00	500.00	APA003888
25702	Whispering Pines Cottages - Debbie Britz	12/22/2023	Virtual Payment	0.00	500.00	APA003889
19465	William Hopkins	12/22/2023	Virtual Payment	0.00	199.00	APA003890
26058	Alan Warner	12/28/2023	Virtual Payment	0.00	500.00	APA003891
26031	Anne Smithson	12/28/2023	Virtual Payment	0.00	500.00	APA003892
26030	April Morris	12/28/2023	Virtual Payment	0.00	500.00	APA003893
26034	Beth Charbonneau	12/28/2023	Virtual Payment	0.00	500.00	APA003894
26061	Blake Deering	12/28/2023	Virtual Payment	0.00	125.00	APA003895
26067	Bryan Willson	12/28/2023	Virtual Payment	0.00	100.00	APA003896
25958	Carl Pinto	12/28/2023	Virtual Payment	0.00	500.00	APA003897
26038	Cass Schrock	12/28/2023	Virtual Payment	0.00	500.00	APA003898
23865	Cesca Dentice	12/28/2023	Virtual Payment	0.00	500.00	APA003899
26072	Christopher Keehn	12/28/2023	Virtual Payment	0.00	199.00	APA003900
26029	Claire Flowers	12/28/2023	Virtual Payment	0.00	500.00	APA003901
26036	Claudia Coale	12/28/2023	Virtual Payment	0.00	500.00	APA003902
25770	Colleen Irish	12/28/2023	Virtual Payment	0.00	625.00	APA003903
26077	Community Missionary Baptist Church	12/28/2023	Virtual Payment	0.00	150.00	APA003904
26066	Cyntha Hertlein	12/28/2023	Virtual Payment	0.00	219.00	APA003905
26033	David Eals	12/28/2023	Virtual Payment	0.00	500.00	APA003906
18145	Debbie Britz	12/28/2023	Virtual Payment	0.00	125.00	APA003907
25745	Deidre Sullivan	12/28/2023	Virtual Payment	0.00	75.00	APA003908
26041	Denise Kidd	12/28/2023	Virtual Payment	0.00	500.00	APA003909
26062	Don Mallery	12/28/2023	Virtual Payment	0.00	125.00	APA003910
26070	Dorian McKelvy	12/28/2023	Virtual Payment	0.00	200.00	APA003911
25767	Elizabeth Dante	12/28/2023	Virtual Payment	0.00	500.00	APA003912
26054	Elizabeth McMahan	12/28/2023	Virtual Payment	0.00	500.00	APA003913
26053	Evaristo Garza	12/28/2023	Virtual Payment	0.00	1,000.00	APA003914
26073	Gian Duri	12/28/2023	Virtual Payment	0.00	200.00	APA003915
26042	Gina Favalaro	12/28/2023	Virtual Payment	0.00	500.00	APA003916
26060	Heidi Braun	12/28/2023	Virtual Payment	0.00	275.00	APA003917
26035	Jeff Turner	12/28/2023	Virtual Payment	0.00	500.00	APA003918
26047	Joanne M. Bevilacqua	12/28/2023	Virtual Payment	0.00	500.00	APA003919
22288	John Eaton	12/28/2023	Virtual Payment	0.00	662.50	APA003920
26028	John Jefferson	12/28/2023	Virtual Payment	0.00	500.00	APA003921
26059	Joseph Marino	12/28/2023	Virtual Payment	0.00	125.00	APA003922
25766	Julie Calzada	12/28/2023	Virtual Payment	0.00	725.00	APA003923
26071	Karen Parker	12/28/2023	Virtual Payment	0.00	200.00	APA003924
26069	La Salle Homes Association	12/28/2023	Virtual Payment	0.00	219.98	APA003925
26056	Lani Chin	12/28/2023	Virtual Payment	0.00	500.00	APA003926

Check Report

Date Range: 12/01/2023 - 12/31/2023

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
26065	Leslie Turrini-Smith	12/28/2023	Virtual Payment	0.00	200.00	APA003927
26052	Martha Tweed	12/28/2023	Virtual Payment	0.00	500.00	APA003928
26049	Martin A. Suro	12/28/2023	Virtual Payment	0.00	500.00	APA003929
24144	Marzette Henderson	12/28/2023	Virtual Payment	0.00	200.00	APA003930
26068	Matt McLean	12/28/2023	Virtual Payment	0.00	129.99	APA003931
26044	Melissa La Fountain	12/28/2023	Virtual Payment	0.00	500.00	APA003932
24148	Michael Addison	12/28/2023	Virtual Payment	0.00	500.00	APA003933
24899	Michael Kirch	12/28/2023	Virtual Payment	0.00	125.00	APA003934
26043	Nancy Selfridge TTNTT Alliance	12/28/2023	Virtual Payment	0.00	500.00	APA003935
19597	Navid Ghazi	12/28/2023	Virtual Payment	0.00	125.00	APA003936
26039	Pam George	12/28/2023	Virtual Payment	0.00	500.00	APA003937
26063	Patricia Kesselring	12/28/2023	Virtual Payment	0.00	125.00	APA003938
25968	Patricia Szasz	12/28/2023	Virtual Payment	0.00	125.00	APA003939
26032	Paul Bender	12/28/2023	Virtual Payment	0.00	500.00	APA003940
26051	Peng Xian	12/28/2023	Virtual Payment	0.00	500.00	APA003941
25769	Providence Money	12/28/2023	Virtual Payment	0.00	500.00	APA003942
26046	Simona Mossbacher	12/28/2023	Virtual Payment	0.00	500.00	APA003943
26078	Thomas Stone	12/28/2023	Virtual Payment	0.00	1,790.00	APA003944
26048	Timothy David	12/28/2023	Virtual Payment	0.00	500.00	APA003945
26045	Toni M Thomas	12/28/2023	Virtual Payment	0.00	500.00	APA003946
26075	Tracy Simpson	12/28/2023	Virtual Payment	0.00	75.00	APA003947
26076	Veronica Cardenas	12/28/2023	Virtual Payment	0.00	150.00	APA003948
26057	Victor Kemp	12/28/2023	Virtual Payment	0.00	500.00	APA003949
25768	Willard Wong	12/28/2023	Virtual Payment	0.00	500.00	APA003950
26074	William Corcoran	12/28/2023	Virtual Payment	0.00	99.00	APA003951
26040	William E Pryor	12/28/2023	Virtual Payment	0.00	500.00	APA003952
26050	William Lewis	12/28/2023	Virtual Payment	0.00	500.00	APA003953
26064	Yan Wang	12/28/2023	Virtual Payment	0.00	125.00	APA003954
26055	Yavuz Arkan	12/28/2023	Virtual Payment	0.00	500.00	APA003955
26037	Yve Ramos	12/28/2023	Virtual Payment	0.00	500.00	APA003956

Bank Code REBATES-02 Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	0	0	0.00	0.00
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
Virtual Payments	212	212	0.00	76,043.41
	212	212	0.00	76,043.41

All Bank Codes Check Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	4	4	0.00	56,631.55
Manual Checks	0	0	0.00	0.00
Voided Checks	0	1	0.00	-23,308.39
Bank Drafts	67	41	0.00	189,622.95
EFT's	0	0	0.00	0.00
Virtual Payments	384	313	0.00	2,261,768.58
	455	359	0.00	2,484,714.69

Fund Summary

Fund	Name	Period	Amount
99	POOL CASH FUND	12/2023	2,484,714.69
			2,484,714.69



MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
 STATEMENT OF REVENUES AND EXPENDITURES
 FOR THE MONTH DECEMBER 31, 2023

	Mitigation	Conservation	Water Supply	Current Period Activity	Current FY Year-to-Date Actual	Current FY Annual Budget	Prior FY Year-to-Date Actual
REVENUES							
Property taxes	\$ -	\$ -	\$ 1,503,617	\$ 1,503,617	\$ 1,503,617	\$ 2,600,000	\$ 1,429,959
Water supply charge	-	-	-	-	-	3,400,000	2,022,764
User fees	368,934	134,854	77,750	581,538	3,085,241	6,000,000	2,977,536
PWM Water Sales	-	-	-	-	5,432,289	13,275,500	6,836,747
Capacity fees	-	-	12,068	12,068	138,059	500,000	200,458
Permit fees	-	14,155	-	14,155	114,557	198,000	107,517
Investment income	5,301	5,467	5,798	16,567	133,404	150,000	61,554
Miscellaneous	104	101	110	314	6,879	15,000	14,083
Sub-total district revenues	374,339	154,577	1,599,343	2,128,259	10,414,046	26,138,500	13,650,618
Project reimbursements	-	15,555	720	16,275	447,395	1,251,200	251,601
Legal fee reimbursements	-	-	-	-	10,484	16,000	2,550
Grants	-	-	-	-	182,652	18,940,000	43,028
Recording fees	-	4,620	-	4,620	28,930	25,000	20,130
Sub-total reimbursements	-	20,175	720	20,895	669,460	20,232,200	317,309
From Reserves	-	-	-	-	-	2,067,550	-
Total revenues	374,339	174,751	1,600,063	2,149,154	11,083,506	48,438,250	13,967,927
EXPENDITURES							
Personnel:							
Salaries	114,894	73,111	146,616	334,621	1,376,159	2,902,800	1,327,772
Retirement	11,721	7,525	15,573	34,819	643,470	820,700	644,804
Unemployment Compensation	-	-	-	-	-	10,100	-
Auto Allowance	138	138	415	692	2,885	6,000	2,908
Deferred Compensation	248	248	743	1,238	5,353	10,700	4,819
Temporary Personnel	1,390	1,348	1,474	4,212	8,780	10,000	6,264
Workers Comp. Ins.	4,730	402	3,717	8,849	36,960	56,600	35,929
Employee Insurance	16,883	12,046	18,078	47,006	270,895	583,700	253,141
Medicare & FICA Taxes	1,673	1,088	1,969	4,730	20,540	49,500	22,432
Personnel Recruitment	-	-	-	-	540	8,000	513
Other benefits	33	32	35	100	700	2,000	600
Staff Development	-	-	-	-	3,769	26,400	6,450
Sub-total personnel costs	151,710	95,938	188,621	436,268	2,370,050	4,486,500	2,305,631
Services & Supplies:							
Board Member Comp	446	446	459	1,350	12,690	37,000	14,715
Board Expenses	106	69	90	266	1,716	8,000	2,698
Rent	840	403	865	2,108	12,620	26,300	11,862
Utilities	903	875	957	2,735	17,887	33,200	17,208
Telephone	1,701	1,275	1,116	4,092	30,018	47,000	24,097
Facility Maintenance	759	736	805	2,301	19,790	55,100	17,584
Bank Charges	280	271	297	847	6,210	25,100	9,117
Office Supplies	372	361	395	1,128	8,307	24,200	17,599
Courier Expense	173	168	183	524	3,826	7,600	4,341
Postage & Shipping	23	23	33	79	1,138	7,500	1,988
Equipment Lease	161	102	130	392	5,178	13,100	6,050
Equip. Repairs & Maintenance	-	-	-	-	3,660	5,100	1,170
Printing/Duplicating/Binding	-	-	-	-	-	-	-
IT Supplies/Services	13,740	11,940	14,454	40,134	163,749	260,000	206,685
Operating Supplies	183	1,315	42	1,539	12,059	21,200	2,975
Legal Services	-	-	-	-	178,758	400,000	128,199
Professional Fees	8,846	8,578	9,382	26,806	187,747	455,100	132,068
Transportation	962	215	270	1,446	17,188	31,000	14,446



MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
STATEMENT OF REVENUES AND EXPENDITURES
FOR THE MONTH DECEMBER 31, 2023

	<u>Mitigation</u>	<u>Conservation</u>	<u>Water Supply</u>	<u>Current Period Activity</u>	<u>Current FY Year-to-Date Actual</u>	<u>Current FY Annual Budget</u>	<u>Prior FY Year-to-Date Actual</u>
Travel	80	77	84	241	1,160	19,500	17,624
Meeting Expenses	179	173	190	542	3,218	19,800	7,220
Insurance	-	-	-	-	48	250,000	86,708
Legal Notices	-	-	-	-	-	2,600	-
Membership Dues	805	781	1,354	2,940	33,860	41,200	30,428
Public Outreach	53	51	56	160	1,780	3,100	110
Assessors Administration Fee	-	-	-	-	-	34,000	-
Miscellaneous	-	-	-	-	387	3,200	393
Sub-total services & supplies costs	30,611	27,858	31,161	89,630	722,995	1,829,900	755,285
Project expenditures	17,764	22,999	50,310	91,073	6,251,213	36,631,100	8,075,912
Fixed assets	-	-	-	-	36,827	230,000	58,475
Contingencies	-	-	-	-	-	70,000	-
Election costs	-	-	-	-	-	-	-
Debt service: Principal	-	-	-	-	-	-	-
Debt service: Interest	-	-	-	-	-	-	49,009
Flood drought reserve	-	-	-	-	-	171,056	-
Capital equipment reserve	-	-	-	-	-	330,300	-
General fund balance	-	-	-	-	-	1,089,394	270
Debt Reserve	-	-	-	-	-	-	-
Pension reserve	-	-	-	-	-	100,000	-
OPEB reserve	-	-	-	-	-	100,000	-
Other	-	-	-	-	-	-	-
Sub-total other	17,764	22,999	50,310	91,073	6,288,039	38,721,850	8,183,666
Total expenditures	200,084	146,795	270,092	616,971	9,381,084	45,038,250	11,244,582
Excess (Deficiency) of revenues over expenditures	\$ 174,255	\$ 27,957	\$ 1,329,971	\$ 1,532,183	\$ 1,702,422	\$ 3,400,000	\$ 2,723,346
Water Supply Charge Reserve [1]	-	-	-	1,859,306	1,859,306	-	-

[1] Water Supply Charge Revenues have been reclassified as Reserve. Appeals to Water Supply Charges are included in this account

ITEM: PUBLIC HEARING**10. CONSIDER SECOND READING AND ADOPTION OF ORDINANCE NO. 194 AMENDING RULE 11 AND ADDING RULE 23.10 TO ESTABLISH A WATER ENTITLEMENT FOR THE CITY OF SEASIDE****Meeting Date: February 12, 2024 Budgeted: N/A****From: David J. Stoldt, General Manager Program/ Line Item No.: N/A****Prepared By: Stephanie Locke Cost Estimate: N/A****General Counsel Review: Yes****Committee Recommendation: N/A****CEQA Compliance: MPWMD has determined that a Statutory Exemption applies as defined in CEQA Guidelines Section 15268 (Ministerial Projects), based on previous environmental determinations by the Courts.**

SUMMARY: Ordinance No. 194 (**Exhibit 10-A**) establishes a Water Entitlement for Benefited Properties in the City of Seaside supplied by California-American Water Company (Cal-Am) from Wells located in the Coastal Subareas of the Seaside Groundwater Basin based on a temporary assignment of Seaside's banked water credits from its in-lieu groundwater storage program as recognized by the Seaside Watermaster. The ordinance establishes the City of Seaside (Seaside) Water Entitlement of 13.00 Acre-Feet annually (AFA) through the California-American Water Company (Cal-Am) Water Distribution System (WDS) for production from Cal-Am's Seaside Groundwater Basin Wells, less an assumed system loss factor of seven percent (7%) to supply water to the Ascent Project. The water available for permitting purposes will be 12.09 AFA. As a condition of Ordinance No. 194, Cal-Am is required to amend its WDS Permit to increase its Production Limit by 13.0 AFA.

The Seaside Entitlement will be used to issue Water Permits for the Ascent Project (the Benefited Properties) until the State Water Resources Control Board Cease and Desist Order and the California Public Utilities Commission moratorium are lifted. The Ascent Project is owned by Ascent Seaside LLC, a Delaware Limited Liability Company, and is a ten-building workforce rental housing development at Broadway Avenue and Terrace Street (APNs: 012-191-001, -002, -003, -004, -030, -031, -033, -034, and -035).

A Water Entitlement is a discrete quantity of water designated by a District ordinance to a specified Water Entitlement Holder for new or Intensified Water Use. A Water Entitlement Holder may assign water to "subscribers" via an "Assignment Document" that the subscriber then uses to obtain a Water Use Permit and Water Permit from the District (MPWMD Rule 23.1).

CEQA: MPWMD has followed those guidelines adopted by the State of California and published in the California Administrative Code, Title 14, Section 15000, *et seq.* Specifically, the MPWMD has determined that a Statutory Exemption applies as defined in CEQA Guidelines Section 15268

(Ministerial Projects), based on previous environmental determinations by the Courts. The Monterey County Superior Court concluded that its Adjudication Decision included environmental determinations related to the Seaside Basin and adjudication of the rights therein. The MPWMD action is also consistent with the May 11, 2009, Court Order as confirmed by the Sixth District Court of Appeal, which limits CEQA review of water-related issues to areas other than the Seaside Basin.

RECOMMENDATION: Staff recommends the Board approve the Second Reading and adopt Ordinance No. 194, Amending Rule 11 and Adding Rule 23.10 to Establish a Water Entitlement for the City of Seaside. In doing so, the Board should direct staff to file a Notice of Exemption with the Monterey County Clerk.

EXHIBIT

10-A Draft Ordinance No. 194

EXHIBIT 10-A

**ORDINANCE NO. 194
AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
AMENDING RULE 11 AND ADDING RULE 23.10
TO ESTABLISH A WATER ENTITLEMENT FOR
THE CITY OF SEASIDE**

FINDINGS

1. The Monterey Peninsula Water Management District (MPWMD or District) is charged under the Monterey Peninsula Water Management District Law with the integrated management of all ground and surface water resources in the Monterey Peninsula area.
2. The Monterey Peninsula Water Management District Law grants MPWMD general and specific powers to cause sufficient water to be available for present and future beneficial use or uses of lands or inhabitants within the District. MPWMD Rule 30 requires the District to establish a specific Allocation for each Jurisdiction and provides that the District also may establish Water Entitlements as necessary to manage water supplies throughout the District.
3. This ordinance establishes a Water Entitlement that is sourced from adjudicated groundwater rights that the City of Seaside (Seaside) possesses in the Seaside Groundwater Basin that California-American Water Company (Cal-Am) will produce and convey through its Water Distribution System (WDS) to Benefitted Properties specified in this ordinance.
4. Seaside is a general law city situated in the County of Monterey. Seaside produces groundwater from the Seaside Basin (1) for use on two city-owned golf courses that overly the Basin, and (2) for municipal water service to its residents.
5. Seaside holds adjudicated rights under the judgment issued in the Seaside Basin Groundwater Adjudication Decision (Amended Decision of the Monterey County Superior Court, Case No. M66343) to an Alternative Production Allocation of water totaling 540 Acre-Feet annually (AFA) from the Seaside Groundwater Basin for municipal use and irrigation of the two city-owned golf courses. Recent golf course irrigation is recognized at 450 AFA. On October 25, 2019, Judge Robert O'Farrell approved the In-Lieu

Groundwater Storage Program proposed by the City of Seaside. As a result, Seaside has been purchasing recycled water from Marina Coast Water District to irrigate the golf courses in lieu of using a portion of its Alternative Production Allocation. Under the program, Seaside may use the stored water credits or assign the credits to others to allow production of groundwater to serve other water demands.

6. A portion of the stored water credit is being assigned to Cal-Am to supply water service to the Ascent Project (Benefited Properties) in the Seaside Groundwater Basin until the State Water Resources Control Board Cease and Desist Order and the California Public Utilities Commission moratorium are lifted. The Ascent Project is owned by Ascent Seaside LLC, a Delaware Limited Liability Company, and will consist of a ten-building workforce rental housing development at Broadway Avenue and Terrace Street (APNs: 012-191-001, -002, -003, -004, -030, -031, -033, -034, and -035).
7. Upon approval by the MPWMD of a Water Distribution System Amendment to the Cal-Am Production Limit as a result of the assignment of stored water credit from the Seaside golf courses to Cal-Am, the Cal-Am Production Limit from the Coastal Subareas of the Seaside Basin will be increased by 13.00 AFA to meet the water needs of the Benefited Properties. This is equivalent to metered sales (customer water consumption) of 12.09 AFA that will be approved via MPWMD Water Permits for use on the Benefited Properties, based on an assumed system loss factor (Unaccounted for Water Use) of seven percent (7%).
8. This ordinance shall allow for new Connections and modifications of existing Connections at the Benefited Properties.
9. This ordinance authorizes Seaside, on terms and conditions set forth in this ordinance, to separately sell and convey portions of the Water Entitlement established by this ordinance within the Cal-Am WDS supplied with water from Cal-Am Wells in the Seaside Groundwater Basin as is allowed by the Seaside Basin Groundwater Adjudication Decision.
10. This ordinance provides that water use authorized by the Water Use Permit issued under this ordinance shall be subject to the water efficiency and conservation rules of MPWMD under its Regulation XIV and the rationing rules of MPWMD under its Regulation XV.
11. This ordinance amends Rule 11 (Definitions) and adds Rule 23.10 (City of Seaside Water Entitlement) to the Rules and Regulations of the MPWMD.

12. MPWMD has followed those guidelines adopted by the State of California and published in the California Administrative Code, Title 14, Section 15000, *et seq.* Specifically, the MPWMD has determined that a Statutory Exemption applies as defined in CEQA Guidelines Section 15268 (Ministerial Projects), based on previous environmental determinations by the Courts. The Monterey County Superior Court concluded that its Adjudication Decision included environmental determinations related to the Seaside Basin and adjudication of the rights therein. The MPWMD action is also consistent with the May 11, 2009, Court Order as confirmed by the Sixth District Court of Appeal, which limits CEQA review of water-related issues to areas other than the Seaside Basin.

NOW THEREFORE, be it ordained as follows:

DRAFT

ORDINANCE

Section One: Short Title

This ordinance shall be known as the City of Seaside Water Entitlement Ordinance of the Monterey Peninsula Water Management District.

Section Two: Purpose

This ordinance establishes a Water Entitlement for Benefited Properties in the City of Seaside supplied by California-American Water Company (Cal-Am) from Cal-Am Wells located in the Coastal Subareas of the Seaside Groundwater Basin based on a temporary assignment of Seaside's banked water credits from its in-lieu groundwater storage program as recognized by the Seaside Watermaster and approved by the Monterey County Superior Court pursuant to the Seaside Basin Groundwater Adjudication Decision.

Section Three: Amendment of Rule 11, Definitions

The following definitions in Rule 11 shall be amended as shown in bold italics (*bold italics*) and strikeout (~~strikethrough~~).

WATER ENTITLEMENT HOLDER – “Water Entitlement Holder” shall refer to one of the following entities: The Pebble Beach Company (Ordinance Nos. 39 and 109), Hester Hyde Griffin Trust (Ordinance No. 39), Lohr Properties Inc. (Ordinance No. 39), the City of Sand City (Ordinance No. 132), Cypress Pacific Investors LLC (Water Distribution System Permit approved September 15, 2014), Malpaso Water Company LLC (Ordinance No. 165), ~~and~~ D.B.O. Development No. 30, a California Limited Liability Company (Ordinance No. 166), *and City of Seaside (Ordinance No. 194).*

Section Four: Addition of Rule 23.10, City of Seaside Water Entitlement

The following text shall be added as Rule 23.10 City of Seaside Water Entitlement:

RULE 23.10 – CITY OF SEASIDE WATER ENTITLEMENT

A. CITY OF SEASIDE WATER ENTITLEMENT

1. The City of Seaside (Seaside) Water Entitlement confers a Water Entitlement of 13.00 Acre-Feet annually (AFA) for Benefited Properties in the City of Seaside supplied by California-American Water Company (Cal-Am) from Cal-Am Wells located in the Coastal Subareas of the Seaside Groundwater Basin based on a temporary assignment of Seaside's banked water credits from its in-lieu groundwater storage program as recognized by the Seaside Watermaster and approved by the Monterey County Superior Court pursuant to the Seaside Basin Groundwater Adjudication Decision.
2. The water available for permitting purposes shall be 12.09 AFA, which includes an assumed system loss factor of seven percent (7%) from the allowed production of 13.0 AFA.
3. The Seaside Water Entitlement shall be available for assignment and use upon the Benefited Properties consisting of Assessor's Parcel Numbers 012-191-001, -002, -003, -004, -030, -033, -034, and -035 presently owned by Ascent Seaside LLC, a Delaware Limited Liability Company.
4. Seaside is authorized to separately sell, transfer, and convey to owners of Benefited Properties for such consideration and upon such terms and conditions as Seaside in its discretion may determine, such portions of the Seaside Water Entitlement as it may choose. Any portion of the Seaside Water Entitlement conveyed to the owner of a Benefited Property by an Assignment Document shall temporarily vest in the owner of the Benefited Property subject to the provisions of Rule 23.10-C.
5. The Seaside Water Entitlement shall be separate and distinct from any other Allocations provided in Rule 30. The existence of the Seaside Water Entitlement shall not affect any existing use of water in the County of Monterey or any City, or any existing Allocation to the County of Monterey or any City.
6. For purposes of collecting Capacity Fees and tracking the use of a Water Entitlement, the projected increase in Water Use Capacity of a Benefited Property shall be calculated in the manner set forth in Rule 24, as it may be amended from time to time.

7. Each Water Use Permit issued pursuant to this Rule shall represent a temporarily vested property interest upon issuance and shall be subject to Revocation or cancellation as expressly set forth in subparagraph C below.
8. The portion of the Seaside Water Entitlement granted by the Water Use Permit shall not be subject to reallocation pursuant to MPWMD Rule 30, nor shall the setting of meters by Cal-Am be terminated or diminished by reason of a water emergency, water moratorium, or other curtailment on the setting of meters with the exception of a water emergency or other curtailment that affects the use of water by all Cal-Am Users of the Coastal Subarea of the Seaside Groundwater Basin.

B. REPORTING REQUIRED

The City of Seaside will provide MPWMD with a copy of its monthly Recycled Water Reports at the same time Seaside provides such reports to the Watermaster to ensure compliance with this Rule.

C. REVOCATION, TERMINATION, OR MODIFICATION OF WATER USE PERMITS

Prior to sunset of this Ordinance, Seaside shall authorize a deduction of water from a Cal-Am Allocation for each Water Permit issued using this Entitlement and shall ensure conversion of all Water Permits from the Seaside Entitlement to a Seaside Allocation by issuance of an amended Water Permit that identifies the Allocation used.

D. SUNSET OF SEASIDE ENTITLEMENT

This Ordinance shall sunset following Cal-Am's filing of a Tier 1 advice letter transmitting the written concurrence of the Deputy Director of Water Rights of the State Water Resources Control Board with a finding that a permanent supply of water is ready to serve as a replacement for the unlawful diversion of Carmel River water and removing from its tariffs the special condition contained in Ordering Paragraph 1 of California Public Utilities Commission Decision 11-03-048. Sunset shall occur upon completion of the conversion of Water Permits from the Seaside Entitlement to a Seaside Allocation as set forth in subparagraph C above.

Section Five: Effective Date

This ordinance shall take effect at 12:01 a.m. on the 30th day after it has been enacted on second reading and upon approval of a Water Distribution System Amendment to the California-American Water Company Water Distribution System to increase its Production Limit by 13.0 AFA.

Section Six: Severability

If any subdivision, paragraph, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unenforceable by a court of competent jurisdiction, such invalidity shall not affect the validity or enforcement of the remaining portions of this ordinance, or of any other provisions of the Monterey Peninsula Water Management District Rules and Regulations. It is the District's express intent that each remaining portion would have been adopted irrespective of the fact that one or more subdivisions, paragraphs, sentences, clauses, or phrases be declared invalid or unenforceable.

PASSED AND ADOPTED on this ____ day of February 2024 on a motion by Director _____, and second by Director _____, by the following vote, to wit:

AYES:

NAYS:

ABSENT:

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify the foregoing is an ordinance adopted on the ____ day of ____ 2024.

Dated: _____

David J. Stoldt, Secretary to the Board

ITEM: ACTION ITEM**11. CONSIDER ADOPTION OF RESOLUTION 2024-02 DECLARING THE WEEK OF MARCH 18-24, 2024, TO BE *FIX A LEAK WEEK*****Meeting Date:** February 12, 2024 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/
Line Item No.:****Prepared By:** Stephanie Locke **Cost Estimate:** N/A**General Counsel Review:** No**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 U.S. Environmental Protection Agency's (EPA's) WaterSense® program promotes its annual Fix a Leak Week in March as part of its efforts to encourage Americans to use water efficiently. The District, as a WaterSense Partner, supports the EPA's program and encourages the immediate repair of every leak. Our local water waste restrictions and the high cost of water on the Monterey Peninsula make it sensible for everyone to pay attention to their water use, including keeping a watchful eye for wasteful drips and leaks and for unusually high water bills that could indicate an unobvious leak.

During the week of March 18-24, 2024, the District urges everyone to take the Ten Minute WaterSense Challenge to detect and chase down leaks (**Exhibit 11-A**). If a leak is found, fix it immediately. Little drips can easily add up to lots of dollars. Similarly, if the public notices water leaks in the streets or dripping fire hydrants or water meters, report leaks by emailing conserve@mpwmd.net, by clicking the "Report Water Waste" button on the District's website (www.mpwmd.net), call the Water Waste Hotline at 831-658-5601, or call California American Water at 888-673-6301.

The EPA has a number of educational and fun activities related to Fix-A-Leak Week on its website at <https://www.epa.gov/watersense/fix-leak-week>.

RECOMMENDATION: Staff recommends that the Board adopt Resolution 2024-02 (**Exhibit 11-B**) declaring the week of March 18th through March 24th to be Fix a Leak Week.

DISCUSSION: Fix a Leak Week is celebrated in March of each year as a time to remind Americans to check their household fixtures and irrigation systems for leaks.

The Facts on Leaks:

- The average household's leaks can account for more than 10,000 gallons of water wasted every year, or the amount of water needed to wash 270 loads of laundry.

- Household leaks can waste more than 1 trillion gallons annually nationwide. That's equal to the annual household water use of more than 11 million homes.
- Ten percent of homes have leaks that waste 90 gallons or more per day.
- Common types of leaks found in the home include worn toilet flappers, dripping faucets, and other leaking valves. All are easily correctable. Keep your home leak-free by quickly repairing these drips. In most cases, fixture replacement parts don't require a major investment. MPWMD and Cal-Am offer free toilet flappers if needed.
- High water pressure in the home can result in leaks in the pipes, irrigation system, water fixtures and appliances and makes fixtures work inefficiently. Pressure reducing valves on the water line should be periodically repaired or replaced after checking the pressure at the house. They don't last forever.
- Fixing easily corrected household water leaks can save homeowners about 10 percent on their water bills.
- Most common leaks can be eliminated after retrofitting a household with new WaterSense labeled fixtures and other high-efficiency appliances. Take advantage of the local rebate program.

Leak Detection:

- A good method to check for leaks is to examine your winter water usage. It's likely that a family of four has a leak problem if its winter water use exceeds 6,000 gallons per month.
- Check your water meter before and after a two-hour period when no water is being used. If the meter does not read exactly the same, you probably have a leak.
- One way to find out if you have a toilet leak is to place a drop of food coloring in the toilet tank or use a Leak Detection Kit from MPWMD. If the color shows up in the bowl within 10 minutes without flushing, you have a leak. Make sure to flush immediately after this experiment to avoid staining the tank.
- Invest in a Smart Flowmeter that will electronically alert you to unusual water use. Rebates are available.

Faucets and Showerheads:

- A leaky faucet that drips at the rate of one drip per second can waste more than 3,000 gallons per year. That's the amount of water needed to take more than 180 showers!
- Leaky faucets can be fixed by checking faucet washers and gaskets for wear and replacing them if necessary. If you are replacing a faucet, look for the [WaterSense label](#).

- A showerhead leaking at 10 drips per minute wastes more than 500 gallons per year. That's the amount of water it takes to wash 60 loads of dishes in your dishwasher.
- Most leaky showerheads can be fixed by ensuring a tight connection using pipe tape and a wrench. If you are replacing a showerhead, look for one that has earned the WaterSense label.

Toilets:

- If your toilet is leaking, the cause is often an old, faulty toilet flapper. Over time, this inexpensive rubber part decays, or minerals build up on it. It's usually best to replace the whole rubber flapper—a relatively easy, inexpensive do-it-yourself project that pays for itself in no time. MPWMD offers free replacement flappers.
- If you do need to replace the entire toilet, look for a [WaterSense labeled model](#). If the average family replaces its older, inefficient toilets with new WaterSense labeled ones, it could save hundreds of gallons per year.

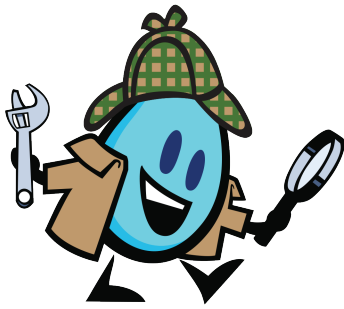
Outdoors:

- An irrigation system should be checked each spring before use to make sure it was not damaged by frost or freezing.
- Check for popped emitters, especially ones that are hiding under trees or bushes that are not very visible.
- An irrigation system that has a leak 1/32nd of an inch in diameter (about the thickness of a dime) can waste about 6,300 gallons of water per month.
- To ensure that your in-ground irrigation system is not leaking water, consult with a WaterSense irrigation partner who has passed a certification program focused on water efficiency; [look for a WaterSense irrigation partner](#).
- Check your garden hose for leaks at its connection to the spigot. If it leaks while you run your hose, replace the nylon or rubber hose washer and ensure a tight connection to the spigot using pipe tape and a wrench.

EXHIBITS

11-A Ten Minute WaterSense Challenge (English and Spanish)

11-B Resolution 2024-02 Declaring March 18-24, 2024, as Fix a Leak Week in the Monterey Peninsula Water Management District



DETECT AND CHASE DOWN LEAKS



Did You Know

that easy-to-fix water leaks account for nearly 1 trillion gallons of water wasted each year in U.S. homes? In fact, the average household leaks nearly 10,000 gallons of water per year, or the amount of water it takes to wash 300 loads of laundry, and could be costing you an extra 10 percent on your water bills.

In just 10 minutes, you can search your home for leaks and crack down on water waste. Many common household leaks are quick to find and easy to fix. Worn toilet flappers, dripping faucets, and leaking showerheads all are easily correctable and can save on your utility bill expenses and water in your community.

So put on your detective hat, lace up your running shoes, and take this 10-minute challenge to detect and chase down leaks!

www.epa.gov/watersense/fix-leak-week



Start by Gathering Clues

These clues can help you detect leaks before you even start investigating your home.

1

Check Your Utility Bill

A place to start is to examine your utility bill for January or February. It's likely that a family of four has a serious leak problem if its winter water use exceeds 12,000 gallons (or 16 CCF) per month. You can also look for spikes—is your water use a lot higher this month than it was last month? Learn more about your water bill:

www.epa.gov/watersense/understanding-your-water-bill.

2

Read Your Water Meter

Find your water meter, which is usually near the curb in front of your home but can be inside your home (e.g., in the basement) in cold climates. Use a screwdriver to remove the lid on your meter, which is heavy and usually marked "water."

Now that you've found the meter, take a reading during a period when no water is being used. If the meter does not read exactly the same after two hours, you probably have a leak. Here's a tip on how to read a water meter:

www.smarthomewaterguide.org/how-to-read-your-water-meter.

3

Take a Toilet Test

Put a few drops of food coloring into the tank at the back of your toilet and let it sit for 10 minutes. If color shows up in the bowl, you have a leak. Make sure to flush afterward to avoid staining, and consider replacing your old toilet flapper if it is torn or worn. Check our Fix a Leak web page for handy videos that show you how to do it.

While you're waiting to see if your toilet has a leak, walk around your house with the checklist on the next page and see if you can chase down any other water wasters.

Here are some of the places leaks may be hiding in your home.

Some leaks require a simple fix—a worn toilet flapper, loose pipe connection, or showerhead with stray spray. But you may want to consult a licensed plumber to stop your running toilet, broken sprinklers, water heater drips, or malfunctioning water supply lines. Take a quick inventory of clues to water waste:

IN THE BATHROOM

- Toilets: Listen for running water and conduct the food coloring test described on the first page.
- Faucets: Listen for drips and turn on the tap to check for water going the wrong direction.
- Showerheads: Turn on and look for drips or stray sprays that can be stopped with tape.
- In the tub: Turn on the tub, then divert the water to the shower and see if there's still a lot of water coming from the tub spout; that could mean the tub spout diverter needs replacing.
- Under the sink: Check for pooling water under pipes and rust around joints and edges.

IN THE KITCHEN

- Faucet: Listen for drips and tighten aerators or replace fixtures if necessary.
- Sprayer: Check to make sure water is spraying smoothly and clean openings as needed.
- Under the sink: Check for pooling water under pipes and rust around joints and edges.
- Appliances: Check for pooling water underneath dishwashers and refrigerators with ice makers, which could indicate a supply line leak.

IN THE LAUNDRY OR UTILITY ROOM

- Under the sink: Check for pooling water under pipe connections.
- Clothes washer: Check for pooling water, which could indicate a supply line leak.

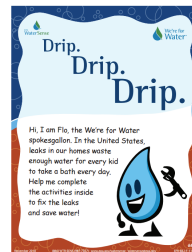
IN THE BASEMENT OR UTILITY ROOM

- Water heater: Check beneath the tank for pooling water, rust, or other signs of leakage.

DON'T FORGET TO GO OUTSIDE

- At the spigot: Ensure tight connections with the hose and see if the hose washer needs replacing.
- In-ground irrigation system: Check for broken sprinklers or nozzles spraying in the wrong direction. You may want to consult an irrigation auditor certified by a WaterSense labeled program to improve system efficiency: www.epa.gov/watersense/find-pro.

FOR THE KIDS



Kids aren't just the leaders of tomorrow, they're the dreamers and doers of today. "Test Your WaterSense" and try other fun activities at Flo's Kids Zone at:

www.epa.gov/watersense/watersense-kids.

THROUGHOUT THE HOUSE

Check for signs of moisture or mold on your walls, ceilings, or floors. This could indicate that a pipe is wreaking havoc behind the scenes and requires the attention of a professional.

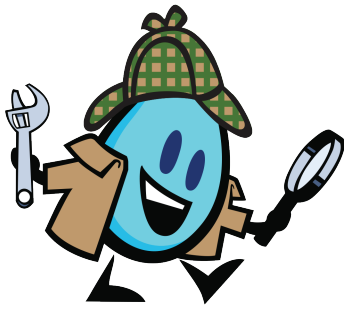
If you want to do a more detailed investigation for leaks, check out the Arizona Municipal Water Users Association Smart Home Water Guide at www.smarthomewaterguide.org.

If any of your fixtures needs replacing, remember to look for the WaterSense label when purchasing plumbing products. WaterSense labeled products are independently certified to use at least 20 percent less water and perform as well or better than standard models.

For more information, visit www.epa.gov/watersense/fix-leak-week.

MARK AN X FOR LEAKS





DETECTE Y ELIMINE FUGAS



¿Sabía que...?

las fugas fáciles de reparar representan casi 1 trillones de galones de agua desperdiciada cada año en los hogares estadounidenses. De hecho, el hogar promedio tiene fugas que representan casi 10,000 galones de agua al año, o la cantidad de agua necesaria para lavar 300 cargas de ropa, y podría costarle un 10% adicional en sus facturas de agua.

En solo 10 minutos, puede buscar las fugas en su hogar y eliminar el desperdicio de agua. Muchas fugas comunes en los hogares se encuentran rápidamente y son fáciles de reparar. Los tapones desgastados en los inodoros, las llaves que gotean y las cabezas de ducha con fugas son todas fallas que se corrigen fácilmente y pueden ahorrarle dinero en su factura de servicios públicos y agua en su comunidad.

¡Por eso póngase su gorra de detective, sus zapatillas de correr y acepte este reto de 10 minutos para detectar, perseguir y eliminar las fugas!

www.epa.gov/watersense/fix-leak-week



Comience por reunir pistas

Estas pistas pueden ayudarle a detectar fugas antes de comenzar siquiera a investigar en su hogar.

1

Revise su factura de servicios públicos

Conviene comenzar por examinar su factura de servicios públicos correspondiente a enero o febrero. Es probable que una familia de cuatro tenga un problema grave de fugas si su consumo de agua en el invierno supera los 12,000 galones (o 16 CCF) al mes. También puede buscar incrementos repentinos - ¿aumentó mucho su consumo de agua este mes comparado con el mes pasado? Conozca más detalles sobre su factura de agua: www.epa.gov/watersense/understanding-your-water-bill.

2

Lea su medidor de agua

Busque su medidor de agua, que comúnmente se encuentra cerca de la acera a la entrada de la casa pero puede estar dentro del hogar (por ej., en el sótano) en zonas con clima frío. Use un destornillador para sacar la tapa del medidor, que es pesada y generalmente está marcada con la palabra "water."

Ahora que encontró el medidor, anote la lectura durante un periodo en que no se esté usando agua. Si el medidor no indica exactamente lo mismo después de dos horas, es probable que haya una fuga. Aquí hay un consejo sobre cómo leer el medidor de agua: www.smarthomewatguide.org/how-to-read-your-water-meter.

3

Realice una prueba del inodoro

Ponga unas gotas de colorante para alimentos en el tanque que hay detrás del inodoro y déjelo estar 10 minutos. Si aparece color en la taza, hay una fuga. Recuerde descargar esta agua de la taza para evitar que se manche, y considere cambiar el tapón de su inodoro si está roto o desgastado. Revise nuestra la página web Repare una Fuga para ver videos prácticos que muestran cómo hacerlo.

Mientras espera verificar si su inodoro tiene una fuga, camine por su casa con la lista de verificación que hay en la página siguiente y vea si puede eliminar otros puntos donde se pierda agua.

Lista de verificación para eliminar fugas

58

Aquí tiene algunos de los lugares donde puede haber fugas ocultas en su hogar.

Algunas fugas necesitan una reparación simple—un tapón desgastado dentro del tanque del inodoro, una conexión suelta de la cañería o una cabeza de ducha que apunta desviado. Pero puede convenirle consultar con un plomero que tenga licencia para reparar el agua que corre en el inodoro, los regadores rotos, el calentador de agua que gotea o las cañerías de agua que funcionan mal. Haga un inventario rápido de pistas sobre puntos donde se pierde agua:

EN EL BAÑO

- Inodoros: Escuche si corre el agua y haga una prueba con colorante para alimentos como se describe en la primera página.
- Llaves: Escuche si gotean y hágalas funcionar para revisar si el agua apunta en la dirección incorrecta.
- Cabezas de ducha: Hágalas funcionar y busque si hay goteos o si rocían de manera desviada y se puede parar con cinta.
- En la tina de baño: Hágala funcionar, luego desvíe el agua a la ducha y vea si todavía sale mucha agua a la tina; eso puede indicar que hay que cambiar el derivador de la espita de la tina.
- Debajo del lavabo: Revise si se acumula agua debajo de las cañerías y corrosión alrededor de las juntas y bordes.

EN LA COCINA

- Llave: Escuche si hay goteos y apriete los aireadores o cambie la grifería si es necesario.
- Rociador: Confirme que el agua sale rociada uniformemente y limpie las aberturas según sea necesario.
- Debajo del lavabo: Revise si se acumula agua debajo de las cañerías y si hay corrosión alrededor de las juntas y bordes.
- Electrodomésticos: Revise si se acumula agua debajo de las lavadoras de vajilla y los refrigeradores que hacen hielo; esto podría indicar una fuga en la manguera de suministro.

EN EL LAVADERO O CUARTO UTILITARIO

- Debajo del lavabo: Revise si se acumula agua debajo de las conexiones de cañerías.
- Lavadora de ropa: Verifique si se acumula agua, pudiendo indicar que hay una fuga en la manguera de suministro.

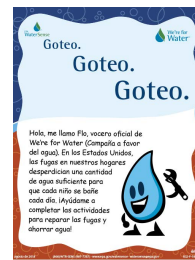
EN EL SÓTANO O CUARTO UTILITARIO

- Calentador de agua: Revise debajo del tanque para ver si hay agua acumulada, corrosión u otras señales de fugas.

NO OLVIDE VER AFUERA

- En el grifo: Confirme que las conexiones están apretadas en la manguera y vea si hay que cambiar la arandela de la manguera.
- Sistema de riego automático: Revise si hay regadores rotos o boquillas que apuntan en la dirección incorrecta. Puede tener que consultar con un auditor de sistemas de riego certificado por un programa WaterSense a fin de mejorar la eficiencia del sistema: www.epa.gov/watersense/find-pro.

PARA LOS NIÑOS



Los niños no son solo los líderes del mañana, son los soñadores y participantes activos de hoy. Hay actividades divertidas como "Prueba tu WaterSense" y otras en Flo's Kids Zone en: www.epa.gov/watersense/watersense-kids.

EN TODA LA CASA

Revise si hay señales de humedad o moho en las paredes, techos o pisos interiores. Esto podría indicar que hay una cañería haciendo de las suyas a escondidas y esto necesita la atención de un profesional.

Si desea hacer una investigación más detallada en busca de fugas, consulte la Guía de Agua en el Hogar Inteligente para los Usuarios de Agua Municipal de Arizona en www.smarthomewaterguide.org.

Si hay algo que cambiar, recuerde buscar la etiqueta WaterSense cuando compre productos de plomería. Los productos de plomería WaterSense están certificados independientemente para usar al menos 20% menos de agua y rendir igual de bien o mejor que los modelos estándar.

Para obtener más información, visite www.epa.gov/watersense/fix-leak-week.

MARQUE CON UNA X SI HAY FUGA





EXHIBIT 11-B

**DRAFT
RESOLUTION NO. 2024-02**

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE MONTEREY PENINSULA WATER MANAGEMENT DISTRICT
DECLARING MARCH 18-24, 2024, TO BE “FIX A LEAK WEEK”**

WHEREAS, water is a precious life resource which must be conserved and protected to ensure a healthy and vibrant community; and

WHEREAS, the Monterey Peninsula has water use restrictions on its two main sources of supply, the Carmel River and the Seaside Groundwater Basin; and

WHEREAS, residents of the Monterey Peninsula are among the lowest water consumers in the state, but protection of our limited water resources requires additional water conservation; and

WHEREAS, on average, household water leaks can account for around 10,000 gallons of water wasted each year, which is enough to fill a small swimming pool. In addition, minor residential water leaks account for more than one trillion gallons of water wasted in U.S. homes annually; and

WHEREAS, correcting easily fixed leaks in the home is not only good for our water supply and environment, it helps the residents of the Monterey Peninsula reduce their water usage and save money; and

WHEREAS, do-it-yourself fixes such as replacement of worn faucet washers and gaskets, leaky toilet flappers, garden hoses, and loose spigots can save significant amounts of water; and

WHEREAS, to remind water users to check their household and business plumbing fixtures and irrigation systems for leaks, the United States Environmental Protection Agency’s WaterSense program declared national Fix a Leak Week for the week of March 18-24, 2024; and

WHEREAS, the Monterey Peninsula Water Management District promotes water conservation, water use efficiency and the elimination of water waste.

NOW, THEREFORE BE IT RESOLVED by the Board of Directors of the Monterey Peninsula Water Management District that March 18-24, 2024, shall be declared “Fix a Leak Week.”

PASSED AND ADOPTED on this ____ day of February 2024 on a motion by Director _____ and second by Director _____ by the following vote, to wit:

AYES:

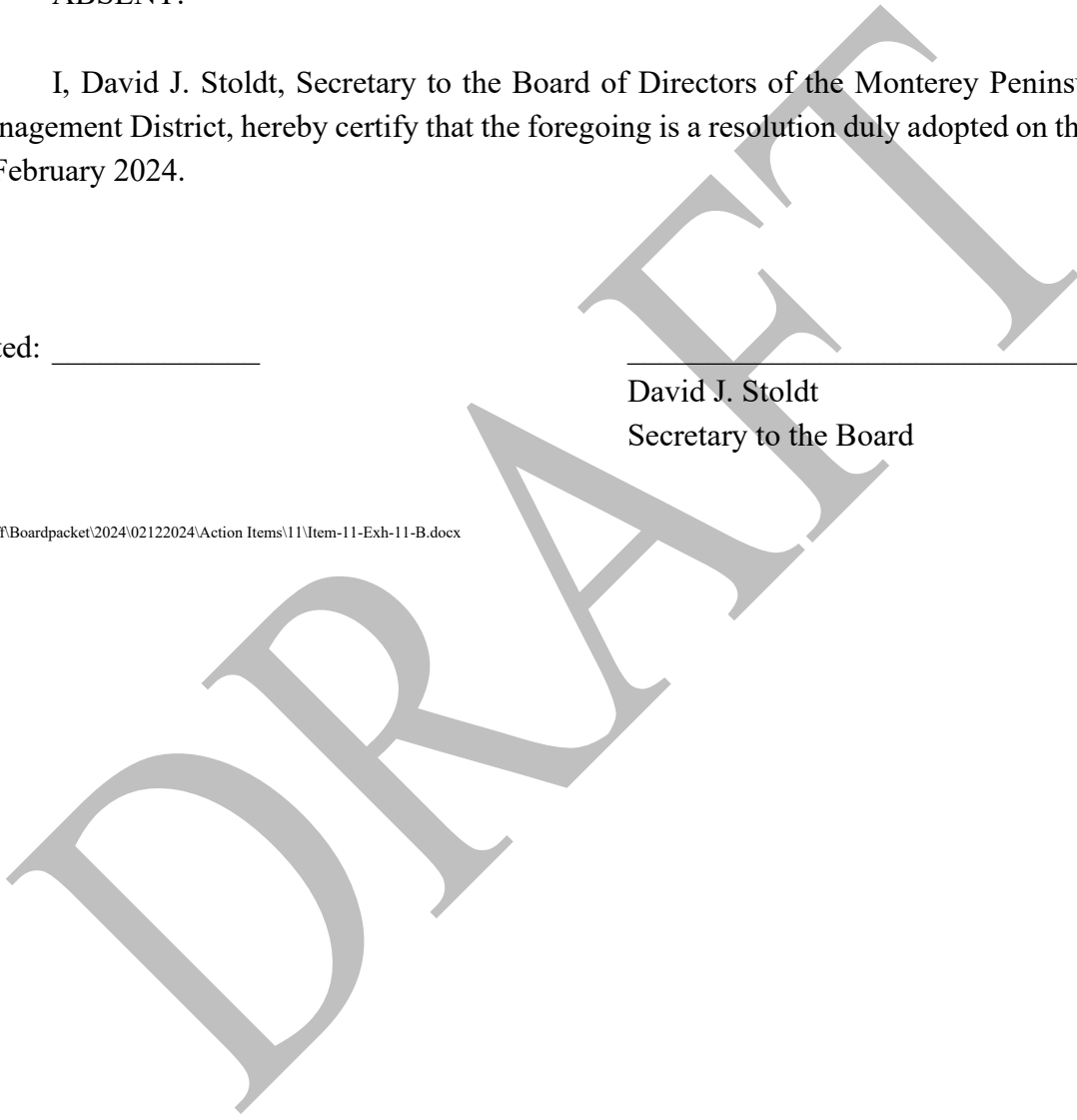
NAYES:

ABSENT:

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify that the foregoing is a resolution duly adopted on the ____ day of February 2024.

Dated: _____

David J. Stoldt
Secretary to the Board



ITEM: ACTION ITEM**12. RECEIVE FISCAL YEAR 2022-2023 ANNUAL COMPREHENSIVE FINANCIAL REPORT****Meeting Date:** February 12, 2024 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/
Line Item No.:** N/A**Prepared By:** Nishil Bali **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: A draft copy of the District’s Annual Comprehensive Financial Report (ACFR) is provided for review. Draft copies of the Independent Auditors’ Report and Board Communication Letter (required communication letter from the Auditors to the Board) for the fiscal year ending June 30, 2023, have been received from the District’s auditors, CliftonLarsonAllen (previously Hayashi & Wayland). The final audit will be posted on the District’s website after it has been accepted by the Board. CliftonLarsonAllen has been the District’s auditors since 1989.

This is the ninth year that the District has prepared an ACFR. An ACFR is a set of government financial statements comprising the financial report of a governmental agency that complies with the accounting requirements promulgated by the Governmental Accounting Standards Board (GASB). GASB provides standards for the content of an ACFR in its annually updated publication. The District’s ACFR is audited by an external certified accounting firm utilizing GASB requirements. An ACFR is composed of three sections:

Introductory section – includes the transmittal letter.

Financial section – includes the independent auditor’s report and contains management’s discussion and analysis, government-wide financial statements, fund financial statements, notes to the financial statements, required supplementary information, combining financial statements, and schedules.

Statistical section – includes additional financial, economic, and demographic information.

The auditors have issued an “unmodified opinion” on the District’s ACFR for Fiscal Year 2022-23. An unmodified opinion is the opinion where auditor expresses that the financial statements are fairly presented, in all material respects, in accordance with the generally accepted accounting principles in the United States. The audit did not identify any deficiencies in the internal control that the auditors consider to be material weaknesses. Representatives from CliftonLarsonAllen will be available at the meeting to review the Board Disclosure Letter.

A Management Letter may be issued in conjunction with the Report to offer constructive suggestions for improvements on matters that came to the auditors' attention in connection with the audit, however, such a letter was not deemed necessary by CliftonLarsonAllen in connection with the audit for this fiscal year.

The Government Finance Officers Association (GFOA) awarded a Certificate of Achievement for Excellence in Financial Reporting to the District for its ACFR for the fiscal year ended June 30, 2022. This was the eighth year that the District has achieved this prestigious award. In order to be awarded a Certificate of Achievement, the District had to publish an easily readable and efficiently organized ACFR that satisfied both generally accepted accounting principles and applicable program requirements. A Certificate of Achievement for Excellence in Financial Reporting is valid for a period of one year only. However, we believe that our current ACFR continues to meet the Certificate of Achievement for Excellence in Financial Reporting Program's requirements, and we will be submitting it to the GFOA to determine its eligibility for another certificate.

RECOMMENDATION: District staff recommends that the Board review and receive the Annual Comprehensive Financial Report for the year ending June 30, 2023.

EXHIBITS

12-A Draft Annual Comprehensive Financial Report for FY 2022-2023 (provided separately and posted as a Draft at <https://www.mpwmd.net/who-we-are/board-of-directors/board-meeting-agendas/>)

12-B Board Disclosure Letter (provided separately and posted as Draft at <https://www.mpwmd.net/who-we-are/board-of-directors/board-meeting-agendas/>)

ITEM: ACTION ITEM**13. CONSIDER APPROVAL OF AN ADDENDUM TO THE PURE WATER MONTEREY SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT FOR THE DISTRICT'S WATER ALLOCATION PROGRAM**

Meeting Date:	February 12, 2024	Budgeted:	N/A
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	35-01-786040
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: Construction of the Pure Water Monterey (PWM) Expansion project is expected to be completed in late 2025. The PWM Expansion is expected to bring the permanent replacement water supply that will enable the lifting of the cease and desist order (CDO) and the moratorium on the setting of new meters, if Cal-Am, the District, and the State Water Board all cooperate.

The new supply over and above existing demand will be allocated to local jurisdictions through a process led by the District, involving first the Technical Advisory Committee, and then ultimately the Policy Advisory Committee (the Allocation Process.)

In August 2023, the Board received a technical memorandum from Rincon Consultants on the appropriate environmental action for the Allocation Process. The Technical Memorandum concluded (a) that the proposed water allocation qualifies as a project under CEQA because it is being undertaken by a public agency and has the potential for reasonably foreseeable indirect physical changes in the environment, such as facilitating land development through the provision of increased water supplies. In other words, the additional water that would be available to jurisdictions in the District's service area could facilitate development that would have otherwise been impossible due to lack of water availability; and (b) the document review determined that the Pure Water Monterey Supplemental EIR, certified April 2021, SCH No. 2013051094 (2021 SEIR) had already analyzed the growth-inducing and secondary environmental effects associated with the proposed water allocation, which is, in practice, a continuation of the District's existing water allocation program. Based on those findings, Rincon recommended preparation of Addendum No. 2 to the 2021 SEIR.

The analysis pursuant to *CEQA Guidelines* Section 15162 demonstrates whether the lead agency can approve the activity as being within the scope of the existing certified 2021 SEIR, that an addendum to the existing SEIR would be appropriate, and no new environmental document, such as a new EIR, would be required. The addendum need not be circulated for public review but can be included in or attached to the 2021 SEIR, and the decision-making body shall consider the

addendum with the 2021 SEIR prior to deciding on the project. The 2021 SEIR can be found here: <https://purewatermonterey.org/wp/wp-content/uploads/Final-SEIR-Proposed-Modifications-PWM-GWR-Project-April-2020.pdf>

The District has prepared the EIR Addendum, attached as **Exhibit 13-A**, pursuant to *CEQA Guidelines* Sections 15162 and 15164, to evaluate whether the project's environmental impacts are covered by and within the scope of the 2021 SEIR for the Expanded PWM/GWR Project. This Addendum details any changes in the project, changes in circumstances under which the project is undertaken, and/or "new information of substantial importance" that may cause one or more effects to environmental resources.

The responses therein substantiate and support the District's determination that the additional water allocation is within the scope of the 2021 SEIR, does not require subsequent action under *CEQA Guidelines* Section 15162 and, in conjunction with the 2021 SEIR, adequately analyzes potential environmental impacts.

RECOMMENDATION: The General Manager recommends that the Board consider and approve the Addendum, in conjunction with the 2021 SEIR, and find that there is substantial evidence that there will be no new significant impacts and none of the conditions described in Section 15162 of the *CEQA Guidelines* calling for preparation of a subsequent EIR have occurred.

EXHIBIT

13-A Addendum to the Pure Water Monterey Expansion 2021 SEIR



Pure Water Monterey/Groundwater Replenishment Water Allocation Project

Environmental Impact Report Addendum
State Clearinghouse # 2013051094

prepared by

Monterey Peninsula Water Management District

5 Harris Court, Building G

Monterey, California 93940

Contact: David Stoldt, General Manager

prepared with the assistance of

Rincon Consultants, Inc.

80 Garden Court, Suite 240

Monterey, California 93940

January 2024



RINCON CONSULTANTS, INC.

Environmental Scientists | Planners | Engineers

rinconconsultants.com

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1 Introduction and Project Description

1.1 Project Title

Pure Water Monterey/Groundwater Replenishment Water Allocation Project

1.2 Lead Agency/Project Sponsor Name and Address

Monterey Peninsula Water Management District
5 Harris Court, Building G
Monterey, California 93940

1.3 Contact Person and Phone Number

David Stoldt, General Manager
831-658-5651

1.4 Project Location

The project location encompasses the Monterey Peninsula Water Management District (MPWMD or District) service area. The Pure Water Monterey/Groundwater Replenishment (PWM/GWR) project, and the additional water supply discussed throughout this Addendum, would serve the cities of Carmel-by-the-Sea, Del Rey Oaks, Monterey, Pacific Grove, Seaside, and Sand City; the Monterey Peninsula Airport District; the Department of Defense; and portions of unincorporated Monterey County including Pebble Beach, Carmel Highlands, and Carmel Valley.

1.5 Project Context

Monterey Peninsula Water Management District

MPWMD was formed in 1978 under the enabling legislation found in West's California Water Code, Appendix Chapters 118-1 to 118-901. The District serves approximately 105,911 people within the cities of Carmel-by-the-Sea, Del Rey Oaks, Monterey, Pacific Grove, Seaside, and Sand City; the Monterey Peninsula Airport District; and portions of unincorporated Monterey County including Pebble Beach, Carmel Highlands, and Carmel Valley. MPWMD has established five main goals:

1. Increase the water supply to meet community and environmental needs;
2. Assist California-American Water (Cal-Am) in developing a legal water supply;
3. Protect the quality of surface and groundwater resources and continue the restoration of the Carmel River environment;
4. Instill public trust and confidence; and
5. Manage and allocate available water supplies and promote water conservation (MPWMD 2023a).

MPWMD Water Allocation

Historical Water Allocation Programs

MPWMD's first allocation program was originally adopted and implemented in April 1981. At that time, the MPWMD Board determined that the allocation program was categorically exempt from CEQA. The allocation program operated without challenge until 1986, when the City of Carmel-by-the-Sea requested an allocation increase and suggested that the program should be subject to environmental review under CEQA. In 1987, Carmel-by-the-Sea was granted an additional 100 acre-feet (AF) of water per year as part of an "interim allocation," and the MPWMD Board initiated preparation of an Environmental Impact Report (EIR) (MPWMD 1990a).

The 1990 water allocation program included three components:

- A limit on how much total water may be produced annually from the Monterey Peninsula Water Resources System, and a limit on how much of this can be produced by Cal-Am, given the need to protect instream fish and wildlife resources, protect riparian resources, provide for drought protection, and prevent seawater intrusion.
- A scheme for allocating Cal-Am water to each of the jurisdictions within the Cal-Am service area.
- A set of mechanisms for monitoring jurisdictional water use, ensuring jurisdictional compliance with the allocation scheme, and making adjustments to the allocation scheme over time.

The Water Allocation Program Final EIR was certified on November 5, 1990 (MPWMD 1990a; SCH #87030309) and the Board approved Supply Option V analyzed therein, which limited Cal-Am's water production to 16,744 acre-feet and total annual production from the Monterey Peninsula Water Resource System to 19,881 acre-feet.

Soon after certification of the Water Allocation Program Final EIR, the MPWMD Board approved an Initial Study-Negative Declaration (IS-ND) for the addition of new production capacity to the existing Cal-Am system via a new potable water production well on Paralta Avenue in Seaside, and subsequent modification and increase to the Cal-Am system capacity limit. The Review of California-American Water Company's System Capacity Limit Final IS-ND was approved by the MPWMD Board on December 13, 1990 (MPWMD 1990b; SCH #90030919). The so-called "Paralta allocation" ultimately distributed 385 AFY toward new permits (per Mitigation Measure 1; MPWMD 1990b). There have been no new allocations by the District since the Paralta allocation in 1990. However, the District manages the allocation program on an ongoing basis. Each time a jurisdiction issues a permit for new development, the District issues a water permit and subtracts the water demand estimate for that project from the applicable jurisdiction's allocation balance. The MPWMD Board reviews this information monthly as part of the Monthly Allocation Report provided at each Board hearing.

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The PWM/GWR Project is an advanced water recycling project, jointly developed by MPWMD and M1W. The PWM/GWR Final EIR (hereinafter referred to as the "2015 EIR") was certified by M1W in October 2015, with Addenda approved in June 2016, March 2017, and October 2017 to address project changes (SCH #2013051094; MPWMD/M1W 2015, 2016, 2017a, 2017b). Initially, the approved PWM/GWR Project had an operational capacity of 4.0 million gallons per day (mgd). In 2017, M1W approved a modification to the PWM/GWR Project that expanded operational capacity

from 4.0 mgd to 5.0 mgd (MPWMD/M1W 2019). The PWM/GWR Project is owned and operated by M1W. Currently, MPWMD sells 3,500 AFY of water from PWM/GWR to Cal-Am.

In 2019, M1W prepared a Draft Supplemental EIR for modifications to expand the water supply yield of the approved PWM/GWR Project. These modifications would expand facility peak capacity from 5 mgd to 7.6 mgd and would ultimately result in an additional 2,250 AFY of purified recycled water for injection into the Seaside Groundwater Basin. MPWMD would subsequently extract and sell a total average yield of 5,750 AFY to Cal-Am (MPWMD/M1W 2019). The PWM/GWR Project would also deliver 600 AFY to the Marina Coast Water District. The 5,750 AFY of water would replace a portion of the water supply for Cal-Am, which has been required by the State Water Resource Control Board (SWRCB) to reduce drafting water from the Carmel River to legally permitted levels. The Final Supplemental EIR (hereinafter referred to as the “2021 SEIR”) was certified in April 2021 and an Addendum was approved in November 2021 (SCH #2013051094, MPWMD/M1W 2020, 2021).

1.6 Project Description

The Proposed Project would consist of the allocation of the additional new water supply made available by the expansion of the PWM/GWR Project amongst the Monterey Peninsula jurisdictions within the District’s service area. The District anticipates that the additional water supply will become available by the end of 2025, and the District would consider several factors when determining the allocation, including but not limited to historical average water consumption data, water production data, water availability, and estimates of job and population growth for each jurisdiction based on the Association of Monterey Bay Area Governments (AMBAG) 2022 Regional Growth Forecast. The calculation would be consistent across jurisdictions but may be modified based on specific requests or agreements reached during the negotiation process with each jurisdiction. The allocations would be codified via adoption of an ordinance by the MPWMD Board of Directors that identifies the amount allocated to each jurisdiction.

MPWMD does not anticipate allocating all 2,250 AFY at this time. Although the precise allocation amount is to be determined, allocations for each jurisdiction are anticipated to be more than sufficient for each jurisdiction’s 10- to 15-year needs based on historical growth and development trends (Stoldt 2023). MPWMD would revisit the allocations on a regular basis and Monthly Allocation Reports would be prepared to outline changes to each jurisdiction’s allocation. Allocation amounts would also be reconsidered with each updated AMBAG Regional Growth Forecast, which is updated every four years, and when a jurisdiction requests an additional allocation. In this way, the proposed allocation is a continuation of the existing water allocation program managed by MPWMD, with additional water supply available to allocate to each jurisdiction.

The Proposed Project would not dictate the type of land use(s) that would receive the additional allocated water. While the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies.¹ Additionally, a

¹ Although it is not expected that allocations will dictate the type of land use that will receive the allocated water, State and local jurisdictional goals and policies may be taken into account, including the potential identification and preference for affordable housing planned for in general plans, housing elements, or project-specific development applications. Each jurisdiction would assess the affordable housing project for consistency with zoning, land use, and other General Plan

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water allocation is different from a water permit, which is a legal authorization granted by a regulatory authority that allows an individual or entity to access and use water from a specific source or water body. While the District will allocate water under this program, the allocation is not a permit for a specific type of use.

1.7 Discretionary Action

Implementation of the Proposed Project would require discretionary approval by the MPWMD Board of Directors and the adoption of an ordinance codifying the proposed water allocation.

1.8 Prior Environmental Documents

Table 1 provides a summary of prior environmental documents prepared for MPWMD water allocations and/or the PWM/GWR Project.

Table 1 Summary of Prior Environmental Documents

Document Title	Lead Agency	Focus of Document	Certification Date
Water Allocation Program EIR	Monterey Peninsula Water Management District	Analyzed the District's first water allocation program and assessed impacts related to water production itself and cumulative impacts of water consumption within the District's service area. Analyzed five levels of annual Cal-Am production, one of which was later adopted as the new water allocation limit. This limit established an annual maximum of 16,744 acre-feet for Cal-Am production and 3,137 acre-feet for non-Cal-Am production, for a total allocation of 19,881 AFY for the water resource system.	November 1990
Pure Water Monterey Groundwater Replenishment Project Final Consolidated EIR ("2015 EIR"), and Addenda Nos. 1, 2, and 3	Monterey One Water	Analyzed the Pure Water Monterey Groundwater Replenishment Project which would replenish the Seaside Groundwater Basin with 3,500 AFY of purified recycled water, to replace a portion of Cal-Am's water supply as required by state orders. Addendum No. 1 analyzed the Hilby Avenue Pump Station, which would pump water to existing injection wells; Addendum No. 2 analyzed the Monterey Pipeline, which would convey water from Seaside to a pump station in Pacific Grove; and Addendum No. 3 analyzed expanded capacity project modifications, which would provide an additional 600 AFY to the Marina Coast Water District.	Final EIR: October 2015 Addendum No. 1: June 2016 Addendum No. 2: February 2017 Addendum No. 3: October 2017
Supplemental EIR for the Proposed Modifications to the Pure Water Monterey/Groundwater Replenishment Project ("2021 SEIR"), and Addendum No. 1	Monterey One Water	Analyzed an expansion to the Pure Water Monterey Groundwater Replenishment Project, which would include additional wells and expanded facilities to provide an additional 2,250 AFY of treated water to the District. The Addendum analyzed changes to Deep Injection Well No. 6, including changes to the well location and depth and relocation of other facilities.	Final SEIR: April 2021 Addendum: November 2021

All prior environmental documents are available online at: <https://purewatermonterey.org/reports-docs/cfeir/>

goals and policies, as they would any other development application, including any required environmental review under CEQA at a project level. Given these considerations, such an option would not alter the discussion or conclusions in the remainder of this memorandum.

2 Overview of CEQA Guidelines Section 15164 and Section 15162

CEQA Guidelines Sections 15162 and 15164 set forth the criteria for determining the appropriate additional environmental documentation, if any, to be completed when a project has a previously certified EIR.

CEQA Guidelines Section 15164 states that a lead agency shall prepare an addendum to a previously certified EIR if some changes or additions are necessary, but none of the conditions described in Section 15162 calling for preparation of a subsequent EIR have occurred. *CEQA Guidelines* Section 15162(a) states that no Subsequent or Supplemental EIR shall be prepared for a project with a certified EIR unless the lead agency determines, based on substantial evidence in the light of the whole record, one or more of the following:

1. Substantial changes are proposed in the project that will require major revisions of the previous EIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects.
2. Substantial changes occur with respect to the circumstances under which the project is undertaken which will require major revisions of the previous EIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects.
3. New information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous EIR was certified as complete, shows any of the following:
 - A. The project will have one or more significant effects not discussed in the previous EIR.
 - B. Significant effects previously examined will be substantially more severe than shown in the previous EIR.
 - C. Mitigation measures or alternatives previously found not to be feasible would in fact be feasible and would substantially reduce one or more significant effects of the project, but the project proponents decline to adopt the mitigation measure or alternative.
 - D. Mitigation measures or alternatives that are considerably different from those analyzed in the previous EIR would substantially reduce one or more significant effects on the environment, but the project proponents decline to adopt the mitigation measure or alternative.

The analysis pursuant to *CEQA Guidelines* Section 15162 demonstrates whether the lead agency can approve the activity as being within the scope of the existing certified EIR, that an addendum to the existing EIR would be appropriate, and no new environmental document, such as a new EIR, would be required. The addendum need not be circulated for public review but can be included in or attached to the Final EIR, and the decision-making body shall consider the addendum with the Final EIR prior to deciding on the project.

The District has prepared this EIR Addendum, pursuant to *CEQA Guidelines* Sections 15162 and 15164, to evaluate whether the project's environmental impacts are covered by and within the scope of the 2021 SEIR for the Expanded PWM/GWR Project (certified April 2021, SCH No. 2013051094). This Addendum details any changes in the project, changes in circumstances under

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which the project is undertaken, and/or "new information of substantial importance" that may cause one or more effects to environmental resources.

The responses herein substantiate and support the District's determination that the additional water allocation is within the scope of the 2021 SEIR, do not require subsequent action under *CEQA Guidelines* Section 15162 and, in conjunction with the 2021 SEIR, adequately analyze potential environmental impacts.

3 Environmental Effects and Determination

3.1 Environmental Areas Determined to Have New or Substantially More Severe Significant Effects Compared to Those Identified in the Previous EIR

The subject areas checked below were determined to be new significant environmental effects or to be previously identified effects that have a substantial increase in severity either due to a change in project, change in circumstances, or new information of substantial importance, as indicated by the checklist and discussion on the following pages.

■ NONE

- | | | |
|--|---|---|
| <input type="checkbox"/> Aesthetics | <input type="checkbox"/> Agriculture and Forestry Resources | <input type="checkbox"/> Air Quality |
| <input type="checkbox"/> Biological Resources | <input type="checkbox"/> Cultural Resources | <input type="checkbox"/> Energy |
| <input type="checkbox"/> Geology and Soils | <input type="checkbox"/> Greenhouse Gas Emissions | <input type="checkbox"/> Hazards and Hazardous Materials |
| <input type="checkbox"/> Hydrology and Water Quality | <input type="checkbox"/> Land Use and Planning | <input type="checkbox"/> Mineral Resources |
| <input type="checkbox"/> Noise | <input type="checkbox"/> Population and Housing | <input type="checkbox"/> Public Services |
| <input type="checkbox"/> Recreation | <input type="checkbox"/> Transportation | <input type="checkbox"/> Tribal Cultural Resources |
| <input type="checkbox"/> Utilities and Service Systems | <input type="checkbox"/> Wildfire | <input type="checkbox"/> Mandatory Findings of Significance |

3.2 Determination

Based on this analysis:

- Substantial changes are proposed in the project or there are substantial changes in the circumstances under which the project will be undertaken that will require major revisions to the previous EIR due to the involvement of significant new environmental effects or a substantial increase in the severity of previously identified significant effects. Or, there is "new information of substantial importance," as that term is used in *CEQA Guidelines* Section 15162(a)(3). Therefore, a SUBSEQUENT or SUPPLEMENTAL EIR is required.
- No substantial changes are proposed in the project and there are no substantial changes in the circumstances under which the project will be undertaken that will require major revisions to the previous EIR due to the involvement of significant new environmental effects or a substantial increase in the severity of previously identified significant effects. Also, there is no "new information of substantial importance" as that term is used in *CEQA Guidelines* Section 15162(a)(3). Therefore, the previously certified EIR is adequate and this evaluation serves as an ADDENDUM to the PWM/GWR Project Supplemental Environmental Impact Report ("2021 SEIR"), State Clearinghouse Number 2013051094 dated April 2021.



Signature

January 22, 2024

Date

David Stoldt

Printed Name

General Manager

Title

4 Addendum Evaluation Methodology

4.1 Context of the 2021 SEIR

The draft Supplemental EIR was prepared in November 2019 and evaluated the potential impacts of proposed modifications to the PWM/GWR project. Proposed modifications included the construction and operation of new and expanded injection wells and water conveyance facilities to provide an additional 2,250 AFY of treated water for injection into the Seaside Groundwater Basin. The project described in the 2021 SEIR, including the descriptions of the PWM/GWR project from earlier CEQA documents and Addendum No. 1 to the 2021 SEIR, is referred to in this Addendum as the “Original Project.” The purpose of the Supplemental EIR was to determine if the Original Project would result in new or substantially greater impacts than those identified in the PWM/GWR Final EIR. Chapter 4, *Environmental Setting, Impacts, and Mitigation Measures*, of the Supplemental EIR concluded that only one new significant impact would occur due to the Original Project, which would be a significant and unavoidable noise impact associated with drilling during construction of the new wells. No other new or substantially greater impacts to other environmental resource areas would occur.

Chapter 5, *Other Considerations*, of the Supplemental EIR determined that the Original Project could induce growth by removing an obstacle to growth in communities served by the project by making additional water supplies available. The Supplemental EIR stated that such growth could result in significant and potentially unavoidable adverse impacts on the environment. The Supplemental EIR concluded that impacts from such growth cannot be predicted with specificity and measures to reduce potential impacts are not within the jurisdiction or control of M1W or MPWMD. The 2021 SEIR was certified in April 2021.

4.2 Addendum Analysis and Format

The 2021 SEIR evaluated the construction and operational impacts of the Original Project, which included new and expanded injection wells and water conveyance facilities to provide an additional 2,250 AFY of treated water for injection into the Seaside Groundwater Basin. The following sections will summarize the impacts identified in the 2021 SEIR; discuss potential impacts, including cumulative impacts, associated with the Proposed Project; and present a conclusion regarding potential impacts associated with the Proposed Project and how they compare to operational impacts identified in the 2021 SEIR. The analysis in Section 5 follows the environmental topic areas identified in Appendix G of the *CEQA Guidelines*.

5 Addendum Evaluation

5.1 Aesthetics

2021 SEIR Findings

Aesthetics are discussed in Section 4.2, Aesthetics, of the 2021 SEIR. The 2021 SEIR determined that operation of the PWM/GWR project would not result in a substantial degradation of the visual character of the project area and its surroundings. Mitigation Measure AE-3 of the PWM/GWR Final EIR requires the provision of aesthetic screening for new aboveground structures.

The 2021 SEIR determined that operation of the Original Project may result in new sources of light or glare that would adversely affect day or nighttime views of the area. Mitigation Measure AE-4 of the PWM/GWR Final EIR included requirements to shield exterior lighting and prevent exterior lighting from spilling into adjacent off-site uses.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to aesthetics.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in a new or substantially greater impact to aesthetics beyond what was identified in the 2021 SEIR. The project would not result in substantial adverse effects to a scenic vista, substantially damage scenic resources within a state scenic highway, conflict with applicable zoning and other regulations governing scenic quality, or create a new source of light or glare that would adversely affect day or nighttime views. Impacts would not be greater than those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability, which could result in substantial adverse cumulative effects to aesthetics. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply,² which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning

² The "additional water supply" referred to throughout this Addendum is the 2,250 AFY of new water supply made available by the expansion of the PWM/GWR project, which was analyzed in the 2015 EIR, the 2021 SEIR, and subsequent addenda. The Proposed Project consists of the allocation of this additional water supply.

designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative aesthetics impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of aesthetics is required.

5.2 Agriculture and Forestry Resources

2021 SEIR Findings

Agriculture and forestry resources are discussed in Section 4.12, *Land Use, Agriculture, and Forest Resources*, of the 2021 SEIR. None of the Original Project features would be located on agricultural or forest land. Therefore, the 2021 SEIR determined that the Original Project analyzed therein would not result in new impacts or substantial changes in impacts that were analyzed in the 2015 EIR related to agriculture and forestry resources. For construction impacts that would result in the temporary conversion of agricultural lands, the 2015 EIR included Mitigation Measure LU-1, which would minimize the extent of construction disturbance within agricultural lands and would require site restoration once construction is complete.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to agriculture and forestry resources.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to agriculture and forestry resources beyond those identified in the 2021 SEIR. The Proposed Project would not result in the conversion of agricultural and forest land to non-agricultural or non-forest use and would not conflict with active Williamson Act contracts in the project area. Impacts would not be greater than those identified in the 2021 SEIR. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Additionally, because the Proposed Project would not result in impacts to agriculture and forestry resources, it would not result in a considerable contribution to cumulative impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of agriculture and forestry resources is required.

5.3 Air Quality

2021 SEIR Findings

Air quality is discussed in Section 4.3, *Air Quality and Greenhouse Gas*, of the 2021 SEIR. The 2021 SEIR concluded that operation of the Original Project would not conflict with MBARD's Air Quality Control Plan; expose sensitive receptors to substantial pollutant concentrations; or result in other emissions or odors that would adversely affect a substantial number of people. The Original Project would not introduce new stationary sources of emissions and would generate a negligible amount of vehicle traffic associated with the operation of the Original Project. The 2021 SEIR concluded that operational impacts of the Original Project would be less than significant and would not exceed those determined in the 2015 EIR.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to air quality.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to air quality. The Proposed Project would not require construction that could result in impacts to air quality, and operation of the project would occur via existing infrastructure and would not generate additional emissions that would impact air quality. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to air quality. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. Therefore, the Proposed Project would not result in a considerable contribution to cumulative air quality impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of air quality is required.

5.4 Biological Resources

2021 SEIR Findings

Biological resources are discussed in Section 4.4, *Biological Resources: Fisheries*, Section 4.5, *Biological Resources: Terrestrial*; and Section 4.13, *Marine Biological Resources*, of the 2021 SEIR. Impacts identified in each of these sections are summarized below.

Biological Resources: Fisheries

The 2021 SEIR identified that the Original Project would result in no impacts to fisheries, riparian habitats, or identified sensitive natural communities as none of the Original Project features would be located adjacent to water bodies containing fisheries habitat. Similarly, as no Original Project features would be located adjacent to water bodies, the Original Project would have no impact to wetlands, the movement of fish populations, and would not conflict with local policies protecting fishery resources or a habitat conservation or natural community conservation plan. The 2021 SEIR identified that operation of the Original Project would provide expanded water supplies to Cal-Am, thereby enabling Cal-Am to reduce its diversions from the Carmel River and having a beneficial effect on fisheries within the Carmel River system.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to fisheries.

Biological Resources: Terrestrial

The 2021 SEIR determined that the Original Project would result in no impacts to wetlands as there are no wetlands present within the biological study area of the Original Project. The 2021 SEIR identified potentially significant impacts to special-status species and habitat associated with construction of the Original Project. The 2021 SEIR stated that Mitigation Measures BT-1a through BT-1q and MT-4 of the 2015 EIR, revised with minor modifications made in the SEIR, would continue to apply and would reduce potential impacts to a less than significant level.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to terrestrial biological resources.

Marine Biological Resources

The 2021 SEIR determined that the Original Project would result in no direct impacts to marine biological resources as none of the Original Project features would be located within the marine study area of the project. The 2021 SEIR also identified that the Original Project would have a beneficial effect to marine biological resources in operation as wastewater would be captured to be recycled and treated, and the Original Project would reduce the amount of contaminated waters flowing into the Monterey Bay.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to marine biological resources with implementation of Mitigation Measure HS-C2015 EIR, which would implement water quality measures to avoid exceedances of water quality objectives.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional

conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to fisheries, terrestrial biological resources, or marine biological resources. The Proposed Project would not require construction that could result in impacts to biological resources, and operation of the project would occur via existing infrastructure and would not result in changes to the environment that would impact biological resources. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to fisheries, terrestrial biological resources, or marine biological resources. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative biological resources impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of biological resources is required.

5.5 Cultural Resources

2021 SEIR Findings

Cultural resources are discussed in Section 4.6, *Cultural and Paleontological Resources*, of the 2021 SEIR. The 2021 SEIR determined the Original Project would not cause a substantial adverse change in the significance of a historical resource as none are present in the PWM/GWR project's area of potential effects.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to cultural resources.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. No new ground disturbance or physical changes to the environment would occur. Therefore, the Proposed Project would not result in new or substantially greater impacts to cultural resources.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to cultural resources. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the Proposed Project would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative cultural resources impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of cultural resources is required.

5.6 Energy

2021 SEIR Findings

Energy is discussed in Section 4.7, *Energy*, of the 2021 SEIR. The 2021 SEIR determined that the Original Project would not conflict with or obstruct a state or local plan for renewable energy or energy efficiency. The 2021 SEIR determined the Original Project would have less than significant operational impacts from energy consumption.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to energy.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to energy. The Proposed Project would not require construction that would result in greater energy impacts, and operation of the project would occur via existing infrastructure and would not increase energy demand. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to energy. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions

associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative energy impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of energy is required.

5.7 Geology and Soils

2021 SEIR Findings

Geology and soils impacts are discussed in Section 4.8, *Geology, Soils, and Seismicity*, of the 2021 SEIR. The 2021 SEIR determined that some of the impact criteria for geology, soils, and seismicity were not applicable to the Original Project; for example, the Original Project features are not located in areas subject to coastal erosion, land subsidence, or expansive soils; and the Original Project would not require the use of septic systems.

The 2021 SEIR determined the Original Project would have less than significant impacts related to risk of loss, injury, or death involving exposure to seismic groundshaking and liquefaction, and the Original Project would not create a substantial risk to life or property associated with hydro-collapse as the wells would not reach depths that would create substantial risk of hydro-collapse during groundwater injection.

Additionally, the PWM/GWR Final EIR identified that there are no known paleontological resources within the project area as mapped by Monterey County, and the 2021 SEIR determined that the Original Project would similarly have a less than significant impact to paleontological resources. Operation of the Original Project would have no impacts to cultural or paleontological resources.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to geology and soils.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to geology and soils. The Proposed Project would not require construction that could result in impacts to geologic hazards, and operation of the project would occur via existing infrastructure and would not result in greater impacts to geology and soils. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to geology and soils. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative geology and soils impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of geology and soils is required.

5.8 Greenhouse Gas Emissions

2021 SEIR Findings

Greenhouse gas (GHG) emissions are discussed in Section 4.3, *Air Quality and Greenhouse Gas*, in the 2021 SEIR. The 2021 SEIR determined that the Original Project would result in less than significant operational GHG emissions. Although the Original Project would generate GHG emissions, these emissions would not exceed the project-specific threshold of 2,000 metric tons of carbon dioxide equivalent per year, as identified in the 2015 EIR. Total GHG emissions associated with the Original Project would not exceed this threshold, and impacts were determined to be less than significant.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to GHG emissions.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to GHG emissions. The Proposed Project would not require construction that could result in impacts to GHG emissions, and operation of the project would occur via existing infrastructure and would not generate additional emissions that would impact GHG emissions. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to GHG emissions. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative GHG emissions impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of GHG emissions is required.

5.9 Hazards and Hazardous Materials

2021 SEIR Findings

Hazards and hazardous materials are discussed in Section 4.9, *Hazards, Hazardous Materials, and Wildfire*, of the 2021 SEIR. The 2021 SEIR determined that some of the impact criteria for hazards and hazardous materials are not applicable to the Original Project. The 2021 SEIR concluded that thresholds related to airport hazards and emergency access are not applicable to the Original Project as the modifications included therein would not include the construction or operation of habitable structures within two miles of an airport, and operation of the Original Project would not interfere with Monterey County's Emergency Operations Plan. Additionally, the 2021 SEIR determined the Original Project would not involve hazardous emissions, and impact criteria pertaining to hazardous emissions near schools would not apply. The 2021 SEIR also determined that operation of the Original Project would not increase the risk of wildfires, and impact criteria pertaining to wildland fire hazards and risks in a post-wildfire environment would not apply to the Original Project.

The 2021 SEIR determined that operation of the Original Project would not create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials. Additionally, the 2021 SEIR determined the Original Project features would not be located on a known hazardous materials site, and operation of the Original Project would not result in a significant hazard to people or the environment due to existing hazardous materials within the project area.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to hazards and hazardous materials.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to hazards and hazardous materials. The Proposed Project would not require construction that could result in impacts to hazards and hazardous materials, and operation of the project would occur via existing infrastructure and would not result in further impacts to hazards and hazardous materials. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to hazards and hazardous materials. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the Proposed Project would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative hazards and hazardous materials impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of hazards and hazardous materials is required.

5.10 Hydrology and Water Quality

2021 SEIR Findings

Hydrology and water quality impacts are discussed in Section 4.10, *Hydrology and Water Quality: Groundwater*, and Section 4.11, *Hydrology and Water Quality: Surface Water*, of the 2021 SEIR. Impacts identified in each of these sections are summarized below.

Hydrology and Water Quality: Groundwater

This section of the 2021 SEIR addresses impacts associated with water quality standards, waste discharge requirements, and degradation of groundwater quality; and impacts associated with decreasing groundwater supplies or interference with sustainable groundwater management.

The 2021 SEIR determined that operation of the Original Project would not deplete groundwater supplies or interfere with groundwater recharge in the Salinas Valley Groundwater Basin. The 2021 SEIR stated the Salinas Valley Groundwater Basin would benefit from the Original Project as additional recycled water would be available for groundwater recharge. The 2021 SEIR also

determined that operation of the Original Project would not deplete groundwater supplies or interfere with groundwater recharge in the Seaside Basin.

The 2021 SEIR determined that operation of the Original Project would not degrade groundwater quality in the Seaside Basin. The Original Project would have additional beneficial impacts related to groundwater salinity, and in some cases, would have beneficial impacts related to nutrient concentrations in groundwater. Overall, the 2021 SEIR concludes the Original Project would have a beneficial impact on groundwater quality, the safety of water supply for human consumption, and sustainable use of the Seaside Basin.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to groundwater hydrology and water quality.

Hydrology and Water Quality: Surface Water

This section of the 2021 SEIR addresses impacts associated with surface water quality standards, waste discharge requirements, and degradation of surface water quality; impacts that may occur due to alteration of the existing drainage pattern of the site or area; impacts associated pollutant release for areas subject to floods, tsunamis, or seiche; or conflicts with a water quality control plan.

The 2021 SEIR determined that operation of the Original Project would result in no impacts associated with the risk of pollutant release due to project inundation. In operation, the 2021 SEIR determined the Original Project would not violate water quality standards or waste discharge requirements and would not otherwise substantially degrade surface water quality due to well maintenance discharges. The 2021 SEIR also determined that the Original Project would have less than significant impacts related to alteration of existing drainage patterns or conflicts with a water quality control plan. The 2021 SEIR stated the Original Project would have a beneficial impact on the Carmel River as it would provide an alternate water supply that would allow Cal-Am to reduce the amount of water it drafts from the Carmel River.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to surface water hydrology and water quality.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to hydrology and water quality. The Proposed Project would not require construction that could result in impacts to hydrology or water quality, and operation of the project would occur via existing infrastructure and would not generate additional runoff or wastewater that would impact water quality. The Proposed Project would make additional water supply available to Monterey Bay area jurisdictions, and would allow Cal-Am to reduce the amount of water it drafts from the Carmel River. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to hydrology and water quality. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via

separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative hydrology and water quality impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of hydrology and water quality is required.

5.11 Land Use and Planning

2021 SEIR Findings

Land use and planning is discussed in Section 4.12, *Land Use, Agriculture, and Forest Resources*, of the 2021 SEIR. The 2021 SEIR determined that Original Project would conflict with existing land use designations and other policies adopted for the purpose of avoiding or mitigating an environmental effect. However, operational impacts would be less than significant with implementation of all mitigation measures included in the PWM/GWR Project Final EIR.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to land use and planning.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to land use and planning. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to land and planning. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Therefore, the Proposed Project would not conflict with local land use planning documents and would not result in physical changes to the environment that would conflict with a policy adopted to avoid or mitigate an environmental effect.

Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. Therefore, the Proposed Project would not result in a considerable contribution to cumulative land use and planning impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of land use and planning is required.

5.12 Mineral Resources

2021 SEIR Findings

A discussion of mineral resources is provided in Section 4.7, *Energy*, of the 2021 SEIR. The 2021 SEIR determined that the Original Project would not result in the loss of availability of known mineral resources, and no operational or cumulative impacts to mineral resources would occur.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to mineral resources.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. However, construction and operation of new development would not result in substantial adverse cumulative effects to mineral resources because, as indicated by the 2015 EIR and 2021 SEIR, none are known to occur in the project area. Therefore, the Proposed Project would not result in a considerable contribution to cumulative mineral resources impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of mineral resources is required.

5.13 Noise

2021 SEIR Findings

Noise is discussed in Section 4.14, *Noise and Vibration*, of the 2021 SEIR. The 2021 SEIR found that the only significant and unavoidable impact associated with the Original Project would be the generation of noise associated with drilling of the new wells. Mitigation Measures NV-1a through NV-1f would be implemented, which would require noise reduction measures and compensation for

affected residences, but would not reduce construction noise impacts to a less than significant level. The 2021 SEIR determined that the Original Project would have less than significant operational impacts with implementation of Mitigation Measure NV-2, which would require stationary source noise controls.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to noise and vibration. Although the Original Project would result in significant and unavoidable noise impacts, these impacts would be temporary and would occur during construction only, and the Original Project would not result in a cumulatively considerable contribution to cumulative noise impacts.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to noise. The Proposed Project would not require construction that would generate noise, and the Proposed Project would not worsen the significant and unavoidable impacts associated with the Original Project. In operation, the Proposed Project would not generate noise. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to noise. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative noise impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of noise is required.

5.14 Population and Housing

2021 SEIR Findings

Population and housing impacts are discussed in Section 4.15, *Population and Housing*, of the 2021 SEIR. The 2021 SEIR determined that the Original Project would not directly induce population

growth or result in the displacement of people or housing. The 2021 SEIR concluded that the Original Project would not directly contribute to long-term cumulative population growth.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not involve the construction of housing or businesses that would directly induce population growth, and operation of the project would not displace existing people or housing. Therefore, the Proposed Project would not result in new or substantially greater impacts to population and housing. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could induce population growth. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Accordingly, the Proposed Project would not result in substantial unplanned population growth, and the Proposed Project would not result in a considerable contribution to cumulative population and housing impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of population and housing is required.

5.15 Public Services

2021 SEIR Findings

Public services are discussed in Section 4.16, *Public Services, Utilities, and Recreation*, of the 2021 SEIR. The 2021 SEIR concluded that the Original Project would not result in increased demands for fire and police services, schools, or parks that would result in the need for new or expanded facilities and impacts would be less than significant.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to public services.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not directly involve the construction and operation of new residences or businesses that would require increased demands for public services. Therefore, impacts of the Proposed Project would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to public services. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative public services impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of public services is required.

5.16 Recreation

2021 SEIR Findings

Recreation is discussed in Section 4.16, *Public Services, Utilities, and Recreation*, of the 2021 SEIR. The 2021 SEIR concluded that the Original Project would not result in accelerated deterioration of recreational facilities and would not require new or expanded recreational facilities. Impacts would be less than significant.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to recreation.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. As discussed above in Section 5.15, *Public Services*, the Proposed Project would not directly induce population growth and therefore would not result in impacts to recreational facilities or increase demand for recreational facilities. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to recreation. As discussed above in Section 5.15, *Public Services*, the Proposed Project would not directly influence or determine the specific land use decisions associated with the water allocation. Therefore, the Proposed Project would not result in a considerable contribution to cumulative recreation impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of recreation is required.

5.17 Transportation

2021 SEIR Findings

Transportation is evaluated in Section 4.17, *Traffic and Transportation*, of the 2021 SEIR. The 2021 SEIR found that the Original Project would result in less than significant construction and operational traffic impacts. Some construction impacts, such as construction traffic safety, roadway deterioration, and parking interference, would be less than significant with implementation of Mitigation Measures TR-1 through TR-4 identified in the PWM/GWR Project Final EIR. In operation, the Original Project would result in small traffic increases and operational traffic impacts would be less than significant.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to transportation.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not result in new or substantially greater impacts to transportation. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to transportation. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and

the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative transportation impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of transportation is required.

5.18 Tribal Cultural Resources

2021 SEIR Findings

Tribal cultural resources are discussed in Section 4.6, *Cultural and Paleontological Resources*. The PWM/GWR Project Final EIR did not identify any tribal cultural resources within the area of potential effects. Accordingly, the 2021 SEIR determined the Original Project would not result in substantial adverse change to tribal cultural resources and no impact would occur.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to tribal cultural resources.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not require ground disturbance or physical changes to the environment that would impact tribal cultural resources. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to tribal cultural resources. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative tribal cultural resources impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of tribal cultural resources is required.

5.19 Utilities and Service Systems

2021 SEIR Findings

Utilities and service systems are discussed in Section 4.16, *Public Services, Utilities, and Recreation*, and Section 4.18, *Water Supply and Wastewater Systems*, of the 2021 SEIR. The 2021 SEIR found that the Original Project would not result in adverse effects on landfill capacity and would not conflict with statutes and regulations related to solid waste. The 2021 SEIR determined that there would be sufficient water supplies available for operation of the Original Project, and operation of the Original Project would not result in a determination by the wastewater treatment provider that it has inadequate capacity to serve the project. Impacts to utilities and service systems were found to be less than significant.

The 2021 SEIR found there would be no significant construction or operational cumulative impacts to utilities and service systems.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance or distribution facilities. Therefore, the Proposed Project would not require construction of additional utilities and would not result in greater impacts to utilities and service systems. As identified in the 2021 SEIR, there would be adequate water supply to serve the water allocation. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to utilities and service. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative utilities and service system impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of utilities and service systems is required.

5.20 Wildfire

2021 SEIR Findings

Wildfire is discussed in Section 4.9, *Hazards, Hazardous Materials, and Wildfire* of the 2021 SEIR. The 2021 SEIR found that the Original Project would not increase the risk of wildland fires in high fire hazard areas, and impacts would be less than significant. The 2021 SEIR found there would be no significant construction or operational cumulative impacts to wildfire.

Addendum Analysis

The Proposed Project would involve allocating up to an additional 2,250 AFY of water to jurisdictions within MPWMD's service area. The Proposed Project would not require construction of additional conveyance and distribution facilities. Therefore, the Proposed Project would not result in physical changes to the environment that would change existing risk associated with wildfire. Impacts would not exceed those identified in the 2021 SEIR.

The new water supply made available to Monterey Peninsula jurisdictions could facilitate development that was previously not possible due to a lack of water availability. Construction and operation of new development could result in substantial adverse cumulative effects to wildfire. However, while the Proposed Project would determine the assigned share of water supply available to each jurisdiction, it would not directly influence or determine the specific land use decisions associated with that water allocation. Land use decisions would be made via separate planning and regulatory processes of each jurisdiction, which are influenced by factors beyond the water allocation, such as zoning, environmental considerations, and local policies. Development made possible by the additional water supply, which would be allocated to jurisdictions via the Proposed Project, would be subject to separate environmental review and would be required to comply with the regulations and policies of the applicable jurisdiction. The Proposed Project would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and the additional water allocation would allow for development within those jurisdictions consistent with approved land use designations, zoning designations, and the applicable municipal code. Therefore, the Proposed Project would not result in a considerable contribution to cumulative wildfire impacts.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of wildfire is required.

5.21 Growth Inducement

2021 SEIR Findings

Growth inducement refers to the potential for a proposed project to stimulate or encourage additional development or growth in an area, including through the removal of an obstacle to growth. Growth does not necessarily create significant physical changes to the environment. However, depending upon the type, magnitude, and location of growth, it can result in significant adverse environmental effects. A project's growth inducing potential is therefore considered significant if project-induced growth could result in significant physical effects in one or more environmental issue areas.

Growth Inducement is addressed in two locations in the 2021 SEIR. The first, Impact PH-2 in Section 4.15, *Population and Housing*, focuses on operations-related growth inducement. As discussed therein, operation of the Original Project would not result in substantial population growth *directly* during project operations. The potential secondary effects of growth inducement associated with removing limitations on water supply as an obstacle to growth are discussed in Section 5.2, *Growth Inducement*, of the 2021 SEIR. The 2021 SEIR determined that the Original Project could accommodate additional growth by serving legal lots of record and anticipated buildout under each jurisdiction's General Plan, if such growth is approved by the relevant jurisdictions. The 2021 SEIR states that discretionary governmental approvals would be required for new development, the secondary effects of which would be evaluated under CEQA at a project level (page 5-7 of the 2021 SEIR). Ultimately, this section of the 2021 SEIR concluded that the Original Project would remove an obstacle to growth that could result in adverse physical environmental effects. These effects are summarized in Table 5-2 on page 5-7 of the 2021 SEIR and include 26 significant and unavoidable impacts related to aesthetics, agricultural resources, air quality, biological resources, cultural resources, hazards and hazardous materials, hydrology and water quality, transportation, population, land use, and cumulative impacts.

Addendum Analysis

As discussed above, the 2021 SEIR analyzed the growth-inducing and secondary environmental effects associated with 2,250 AFY of new water supply generated by the Original Project. The 2021 SEIR additionally acknowledges that MPWMD would allocate the new water generated by the Original Project, as a continuation of the District's ongoing allocation program. The Proposed Project would not generate additional supply beyond the 2,250 AFY analyzed in the 2021 SEIR. Rather, it would allocate the water to local jurisdictions. These allocations would not modify existing land uses within any of the jurisdictions within the MPWMD service area, and new development could not occur without discretionary approvals from the relevant jurisdictions, which may require additional project-specific CEQA review. Projects approved ministerially would have limited environmental impacts, and would be consistent with approved land use designations and policies. Although future project-specific CEQA review may be required, the 2021 SEIR did not defer to future CEQA review but rather acknowledged the potential for significant effects resulting from the allocation or distribution of water. Therefore, the 2021 SEIR already analyzed the growth-inducing and secondary environmental effects associated with the proposed water allocation, and the actual allocation of water would not result in new significant impacts or mitigation measures.

Conclusion

The Proposed Project would not result in new significant impacts beyond those addressed or analyzed in the 2021 SEIR, nor would it result in significant impacts which are more severe than those described in the 2021 SEIR. Therefore, the 2021 SEIR applies to the Proposed Project and no additional environmental assessment of other CEQA considerations is required.

6 Conclusion

The District, acting as the lead agency, has determined that an addendum to the 2021 SEIR is the appropriate environmental document under CEQA because the Proposed Project would not require revisions to the 2021 SEIR due to new significant environmental effects or substantial increases in the severity of significant effects previously identified in the 2021 SEIR.

There are no changed circumstances or new information that meet the standards requiring further environmental review under *CEQA Guidelines* Section 15162. Thus, the Proposed Project would not result in new or more severe significant impacts beyond what were addressed in the 2021 SEIR and would not meet any other standards under *CEQA Guidelines* Section 15162(a)(3). No additional analysis is required based on the discussions throughout this addendum. The Proposed Project would not result in new significant or substantially more severe significant impacts that were not discussed in the 2021 SEIR. Accordingly, no additional CEQA review is required.

CEQA Guidelines Section 15164 states that “[t]he lead agency or a responsible agency shall prepare an addendum to a previously certified EIR if some changes or additions are necessary but none of the conditions described in *CEQA Guidelines* Section 15162 calling for preparation of a subsequent EIR have occurred.” An addendum is therefore appropriate because, as explained above, none of the conditions calling for preparation of a subsequent EIR have occurred.

7 References

7.1 Bibliography

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7.2 List of Preparers

Rincon Consultants, Inc. prepared this Addendum under contract to the Monterey Peninsula Water Management District. Persons involved in data gathering analysis, project management, and quality control are listed below.

Rincon Consultants, Inc.

Megan Jones, MPP, Principal-in-Charge

Aileen Mahoney, Project Manager

Kayleigh Limbach, Environmental Planner

ITEM: ACTION ITEM**14. CONSIDER APPROVAL OF DISTRICT LEGISLATIVE ADVOCACY PLAN FOR 2024****Meeting Date:** February 12, 2024 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/** N/A
Line Item No.:**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 14-A** is a draft 2024 Legislative Advocacy Plan. This is a renewal of the 2023 plan which was significantly revised by the Legislative Advocacy Committee in March 2023. It has been updated to reflect 2024 activities.

RECOMMENDATION: The General Manager recommends the Board of Directors review and adopt the proposed 2024 Legislative Advocacy Plan.

EXHIBIT**14-A** Draft 2024 Legislative Advocacy Plan

EXHIBIT 14-A



2024 DRAFT Legislative Advocacy Plan

Purpose

The purpose of the Plan is to guide District officials and staff in considering legislative or regulatory proposals that are likely to have an impact on the District, and to allow for a timely response to important legislative issues. Although the expenditure of public funds for the purpose of supporting or opposing a ballot measure or candidate is prohibited, the expenditure of public funds is allowed to advocate for or against proposed legislation or regulatory actions which will affect the public agency expending the funds.

The purpose for identifying legislative advocacy procedures is to provide clear direction to District staff with regard to monitoring and acting upon bills during state and federal legislative sessions. Adherence to such procedures will ensure that legislative inquiries and responses will be administered consistently with “one voice” as to the identified advocacy priorities adopted by the Board of Directors. The advocacy priorities will provide the District General Manager, or other designee, discretion to advocate in best interests in a manner consistent with the goals and priorities adopted by the Board of Directors. This Plan is intended to be manageable, consistent, and tailored to the specific needs and culture of the District.

Plan Goals

- Advocate the District’s legislative interests at the State, County, and Federal levels.
- Inform and provide information to the Board and staff on the legislative process and key issues and legislation that could have a potential impact on the District.
- Serve as an active participant with other local governments, the Association of California Water Agencies (ACWA), the California Special Districts Association (CSDA), and local government associations on legislative and regulatory issues that are important to the District and the region.
- Seek grant and funding assistance for District projects, services, and programs to enhance services for the community.

Plan Principles

The Board recognizes the need to protect District interests and local control, and to identify various avenues to implement its strategic and long-term goals. It is the policy of the District to proactively monitor and advocate for legislation as directed by the advocacy priorities and by the specific direction of the Board of Directors.

This Plan provides the District General Manager, or other designee, the flexibility to adopt positions on legislation in a timely manner, while allowing the Board of Directors to set advocacy priorities to provide policy guidance. The Board of Directors shall establish various advocacy priorities and, so long as the position fits within the advocacy priorities, staff is authorized to take a position without board approval.

Whenever an applicable advocacy priority does not exist pertaining to legislation affecting the District, the matter shall be brought before the Board of Directors at a regularly scheduled board meeting for formal direction from the Board of Directors. The Board of Directors has chosen to establish a standing committee of three Directors, known as the “Legislative Advocacy Committee”, with the authority to adopt a position when consideration by the full Board of Directors is not feasible within the time-constraints of the legislative process.

Generally, the District will not address matters that are not pertinent to the District’s local government services, such as social issues or international relations issues.

Legislative Advocacy Procedures

It is the Plan of the District to proactively monitor and advocate for legislation as directed by the advocacy priorities and by the specific direction of the Board of Directors. This process involves interaction with local, state, and federal government entities both in regard to specific items of legislation and to promote positive intergovernmental relationships. Accordingly, involvement and participation in regional, state, and national organizations is encouraged and supported by the District.

Monitoring legislation is a shared function of the Board of Directors and General Manager or designated staff. Legislative advocacy procedures are the process by which staff will track and respond to legislative issues in a timely and consistent manner. The General Manager, or other designee, will act on legislation utilizing the following procedures:

1. The General Manager or other designee shall review requests that the District take a position on legislative issues to determine if the legislation aligns with the district’s current approved advocacy priorities.
2. The General Manager or other designee will conduct a review of positions and analysis completed by ACWA, CSDA, WateReuse, and other local government associations when formulating positions.
3. If the matter aligns with the approved priorities, District response shall be supplied in the form of a letter to the legislative body reviewing the bill or measure. Advocacy methods utilized on behalf of the District, including but not limited to letters, phone calls, emails, and prepared forms, will be communicated through the General Manager or designee. The General Manager or designee shall advise staff to administer the form of advocacy, typically via letters signed by the General Manager, or designee, on behalf of the Board of Directors.

4. All draft legislative position letters initiated by the General Manager or designee shall state whether the district is requesting “support”, “support if amended”, “oppose”, or “oppose unless amended” action on the issue, and shall include adequate justification for the recommended action. If possible, the letter should include examples of how a bill would specifically affect the district, e.g. “the funding the district will lose due to this bill could pay for X capital improvements.”
 - a. Support – legislation in this area advances the district’s goals and priorities.
 - b. Oppose – legislation in this area could potentially harm, negatively impact or undo positive momentum for the district, or does not advance the district’s goals and priorities.

5. The General Manager may also provide a letter of concern or interest regarding a legislative issue without taking a formal position on a piece of legislation. Letters of concern or interest are to be administered through the General Manager or designee.

6. When a letter is sent to a state or federal legislative body, the appropriate federal or state legislators representing the District shall be included as a copy or “cc” on the letter. The appropriate contacts at ACWA or the CSDA and other local government associations, if applicable, shall be included as a cc on legislative letters.

7. A position may be adopted by the General Manager or designee if any of the following criteria is met:
 - a. The position is consistent with the adopted advocacy priorities;
 - b. The position is consistent with that of organizations to which the District is a member, such as ACWA or CSDA; or
 - c. The position is approved by the Board of Directors or the Legislative Advocacy Committee.

8. All legislative positions adopted via a process outside of a regularly scheduled Board Meeting shall be communicated to the Board of Directors at the next regularly scheduled Board Meeting. When appropriate, the General Manager or other designee will submit a report (either written or verbal) summarizing activity on legislative measures to the Board of Directors.

Advocacy Priorities

Revenue, Finances, and Taxation

Ensure adequate funding for the Districts’ safe and reliable core local service delivery. Protect Districts’ resources from the shift or diversion of revenues without its consent. Promote financial independence and afford access to revenue opportunities equal to that of other types of local agencies. Protect and preserve the Districts’ property tax allocation and local flexibility with revenue and diversify local revenue sources.

Support opportunities that allow the District to compete for its fair share of regional, state, and

federal funding, and that maintain funding streams. Opportunities may include competitive grant and funding programs. Opportunities may also include dedicated funding streams at the regional, state, or federal levels that allow the District to maximize local revenues, offset and leverage capital expenditures, and maintain District goals and standards.

Governance and Accountability

Enhance the Districts' ability to govern as an independent, local government body in an open and accessible manner. Encourage best practices that avoid burdensome, costly, redundant or one-size-fits all approaches. Ensure local services meet the unique needs, priorities, and preferences of the community.

Oppose additional public meeting and records requirements that unnecessarily increase the burden on public resources without effectively fostering public engagement and enhancing accountability of government agencies.

Promote local-level solutions, decision-making, and management concerning service delivery and governance structures while upholding voter control.

Human Resources and Personnel

Promote policies related to hiring, management, and benefits and retirement that afford flexibility, contain costs, and enhance the ability to recruit and retain highly qualified, career-minded employees to public service. As public agency employers, support policies that foster productive relationships between management and employees.

Maintain the Districts' ability to exercise local flexibility by minimizing state-mandated contract requirements. Oppose any measure that would hinder the ability of special districts to maximize local resources and efficiencies through the use of contracted services.

Infrastructure, Innovation, and Investment

Encourage prudent planning for investment and maintenance of innovative long-term infrastructure. Support the contracting flexibility and fiscal tools and incentives needed to help special districts meet California's changing demands. Promote the efficient, effective, and sustainable delivery of core local services.

Prevent restrictive one-size-fits-all public works requirements that increase costs to taxpayers and reduce local flexibility.

Federal Delegation



Senator Laphonza Butler



Senator Alex Padilla



Rep. Jimmy Panetta, 19th Dist.

Federal Strategy

1) Continue relationship and services with The Ferguson Group

- Identifying legislation or proposed regulatory changes that may impact the District.
- Submit and pursue WRDA earmarks; Work with Army Corps of Engineers San Francisco regional office.
- Consider additional requests under Community Project Funding program.
- Consult with staff to develop positions on relevant legislation.
- Advocate the District's position on bills and matters of interest.
- Identify funding opportunities and notify of timing, requirements, and advocate on behalf of District or District's partners (e.g. WaterSMART) for, but not limited to:
 - ✓ ASR
 - ✓ Fisheries and watersheds
 - ✓ Pure Water Monterey Expansion
- Prepare materials for briefing – talking points, briefing books, letters, as necessary
- Coordinate with other water district lobbyists and organizations
- Maintain close relationships with Monterey legislative delegation

2) Maintain Washington DC profile:

- Work with The Ferguson Group to organize timely trips as needed, but at least once a year separate from ACWA trip
- Both Congressional delegation and regulatory departments related to water, including but not limited to BLM, NOAA (NMFS), USBR, USDA, and EPA.
- Develop relationships with new legislative staff.
- Attend ACWA trip each year or every other year
- Direct contact with associations including ACWA, WateReuse, etc.

3) Provide support for relevant legislation.

4) Perform on existing federal grants:

- \$10.3 million Pure Water Monterey Expansion USBR Title XVI grant – M1W
- WIFIA loan through the EPA – M1W
- Salinas and Carmel Rivers Basin Study (\$900,000 USBR to be completed in 2025)

State of California Delegation



John Laird, Senate District 17



Dawn Addis, Assembly District 30

Also: Anna Caballero (Senate District 12) and Robert Rivas (Assembly District 29)

State of California Strategy

1) Monitor and pursue grant opportunities:

- \$11.94 Million Urban Community Drought Relief Grant – MPWMD
- \$4.8 Million Budget Act of 2022 (Governor’s 2022-23 Budget earmark) – MPWMD
- \$15 Million State Revolving Fund grant for PWM Expansion – M1W
- IRWM: Will maintain our effort to attain State funding in the next IRWM round

2) Maintain Sacramento profile:

- Work with JEA Associates to organize timely trips as needed, but at least once a year separate from needs-based visits.
- Follow through on the “Water for Housing” application to SWRCB and develop and execute advocacy plan.
- Pursue other grant and/or special legislation opportunities.
- Visit w/ Governor Newsom’s appointee’s in relevant key positions
- Meet with legislative team locally
- Attend CSDA, ACWA, and/or WateReuse legislative days

3) Provide support/opposition for relevant legislation.

- Pursue special legislation to clean-up District Act regarding certain powers
- Maintain JEA bill-tracking
- Provide letters of support or opposition on legislation and regulations that affect the water industry. Current effort on proposed SWRCB regulations.

- 4) Develop helpful relationships: ACWA, WateReuse, others

Local Strategy

- 1) Maintain District role in regional water issues related to:
 - Pure Water Monterey expansion
 - Desalination
 - Los Padres Dam and Reservoir studies
 - Manage local IRWM and WRDA efforts
 - Groundwater Sustainability
 - Regionalism in water, generally
- 2) Encourage information flow and public participation in Measure J / Water System Acquisition where possible.
- 3) Participate in County-wide efforts (CEQA, OES, Water planning, Carmel River/Lagoon)
- 4) Maintain outreach to local associations government affairs committees (Chambers, MCAR, MCHA, Coalition of Peninsula Businesses, jurisdictions' mayors and councils); Meet new councilmembers and board members.
- 5) Better articulate CPUC activities to local ratepayer groups

ITEM: DISCUSSION ITEM**15. DISCUSS PREFERRED APPROACH TO DEVELOPMENT OF DISTRICT GOALS AND OBJECTIVES FOR 2024****Meeting Date:** February 12, 2024 **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: The District has taken several different approaches to establishing strategic planning goals. From 1996 through 2013, there were fourteen strategic planning efforts, eleven facilitated by an outside consultant and three facilitated by the District General Manager. From 2015 through 2020, the Board opted for an every-other-year process whereby the General Manager met with Directors individually and then compiled a set of 1-year and 3-year goals to bring to the Board for discussion, modification, and adoption - typically in April prior to budget discussion. In 2021, the Board elected to go back to a facilitator and adopt goals and specific actionable objectives, on a calendar year basis. Due to COVID, those facilitated sessions were held via Zoom. In 2022 and 2023, the Board met in Special Session, facilitated by the General Manager, to establish goals and objectives for the calendar year.

RECOMMENDATION: At this time, the Board should provide staff general direction on the process it would like to use for establishing strategic goals and objectives for 2024.

EXHIBIT

None

ITEM: INFORMATIONAL ITEM/STAFF REPORT**16. REPORT ON ACTIVITY/PROGRESS ON CONTRACTS OVER \$25,000****Meeting Date: February 12, 2024 Budgeted: N/A****From: David J. Stoldt, General Manager Program/ Line Item No.: N/A****Prepared By: Nishil Bali Cost Estimate: N/A****General Counsel Review: N/A****Committee Recommendation: The Finance and Administration Committee reviewed this item on February 5, 2024.****CEQA Compliance: This action does not constitute a project as defined by the California Environmental Quality Act Guidelines Section 15378.**

SUMMARY: Attached for review as **Exhibit 16-A** is a monthly status report on contracts over \$25,000 for the period December 2023. This status report is provided for information only, no action is required.

EXHIBIT**16-A Status on District Open Contracts (over \$25k)**

**Monterey Peninsula Water Management District
Status on District Open Contracts (over \$25K)
For The Period December 2023**

Contract	Description	Date Authorized	Contract Amount	Prior Period Expended To Date	Current Period Spending	Total Expended To Date	Current Period Activity	P.O. Number	
1	Rutan & Tucker, LLP	Measure J/Rule 19.8 Eminent Domain Phase IV	2/24/2023	\$ 200,000.00	\$ -	\$ 23,642.51	\$ 23,642.51	Progress billing for Measure J Phase IV services	PO03639
2	DeVeera Inc.	Surveillance Video Equipment & Installation	2/24/2023	\$ 37,955.00	\$ 35,951.71		\$ 35,951.71		PO03578
3	Telemetrix	Flood Repair Services for Sleepy Hollow Facility	1/23/2023	\$ 85,000.00	\$ 41,124.09		\$ 41,124.09		PO03556
4	Clifton Larson Allen LLP	Audit for FYE 2022-23	8/21/2023	\$ 64,000.00	\$ 39,900.00		\$ 39,900.00		PO03541
5	Rincon Consultants, Inc.	Environmental Consulting Services for Water Allocation	5/25/2023	\$ 29,000.00	\$ 21,944.25		\$ 21,944.25		PO03525
6	Regional Government Services	HR Contracted Services for FY 2023-2024	6/20/2023	\$ 25,000.00	\$ 10,396.91	\$ 2,422.08	\$ 12,818.99	Current period billing for HR contract services	PO03499
7	Tyler Technologies	Incode Software Maintenance 09/2023-08/2024	6/20/2023	\$ 33,266.25	\$ 32,673.11		\$ 32,673.11		PO03476
8	Schaaf & Wheeler	Drawing Support Services	4/23/2023	\$ 30,000.00	\$ 6,752.50		\$ 6,752.50		PO03474
9	Lynx Technologies, Inc	GIS Consultant Contract for 2023-2024	6/20/2023	\$ 35,000.00	\$ 12,150.00	\$ 3,600.00	\$ 15,750.00	Current period billing for GIS services	PO03475
10	DeVeera Inc.	IT Managed Services Contract FY 2023-2024	6/15/2020	\$ 62,500.00	\$ 25,960.00	\$ 5,192.00	\$ 31,152.00	Current period billing for IT managed services	PO03433
11	JEA & Associates	Legislative and Administrative Services	6/20/2023	\$ 40,800.00	\$ 17,000.00	\$ 3,400.00	\$ 20,400.00	Current period retainer billing	PO03412
12	The Ferguson Group LLC	Contract for Legislative Services for FY 2023-2024	6/20/2023	\$ 72,000.00	\$ 30,090.28	\$ 6,058.58	\$ 36,148.86	Current period retainer billing	PO03411
13	Montgomery & Associates	Annual Groundwater Modeling Support	6/20/2023	\$ 55,000.00	\$ -		\$ -		PO03408
14	Maggiora Bros. Drilling, Inc	ASR Support from Maggiora Bros for Well Work	6/20/2023	\$ 50,000.00	\$ -		\$ -		PO03407
15	Pueblo Water Resources, Inc.	ASR Operations Support	6/20/2023	\$ 25,000.00	\$ -		\$ -		PO03406
16	CSC	Recording Fees	7/1/2023	\$ 50,000.00	\$ 30,000.00		\$ 30,000.00		PO03402
17	WellmanAD	Public Outreach Consultant	7/1/2023	\$ 94,500.00	\$ 47,900.00	\$ 8,325.00	\$ 56,225.00	Current period payment for public outreach retainer	PO03380
18	Montgomery & Associates	Tularcitos ASR Feasibility Study	3/20/2023	\$ 119,200.00	\$ 14,642.00		\$ 14,642.00		PO03368
19	Kevin Robert Knapp/ Tierra Plan LLC	Surface Water Data Portal	11/14/2022	\$ 27,730.00	\$ 24,025.81		\$ 24,025.81		PO03302
20	City of Monterey	MPWMD Local Water Project Development Grant	10/17/2022	\$ 25,000.00	\$ 14,955.50		\$ 14,955.50		PO03242
21	DeVeera Inc.	HP Smart Array 2062 SAN Server	12/12/2022	\$ 160,000.00	\$ 157,273.63		\$ 157,273.63		PO03222
22	DeVeera Inc.	Board Conference Room A/V Upgrade	12/12/2022	\$ 30,000.00	\$ 19,012.00		\$ 19,012.00		PO03221
23	Access Monterey Peninsula	Board Conference Room A/V Upgrade	12/12/2022	\$ 25,000.00	\$ 24,383.71		\$ 24,383.71		PO03220
24	Montgomery & Associates	Annual Groundwater Modeling Support	6/20/2022	\$ 50,000.00	\$ 7,957.00		\$ 7,957.00		PO03193
25	Telemetrix	Consultant Services for Sleepy Hollow Facility	6/20/2022	\$ 27,060.00	\$ 24,554.64		\$ 24,554.64		PO03121

Monterey Peninsula Water Management District
Status on District Open Contracts (over \$25K)
For The Period December 2023

Contract	Description	Date Authorized	Contract Amount	Prior Period Expended To Date	Current Period Spending	Total Expended To Date	Current Period Activity	P.O. Number	
26	De Lay & Laredo	Measure J/Rule 19.8 Appraisal/Water Rights Phase 3	8/15/2022	\$ 75,000.00	\$ 45,490.46	\$ 45,490.46		PO03113	
27	Monterey One Water	PWM Expansion Project Amd #6	11/15/2021	\$ 1,200,000.00	\$ 909,545.39	\$ 909,545.39		PO03042	
28	DeVeera Inc.	BDR Datto Services Contract FY 2022-2024	9/6/2019	\$ 32,940.00	\$ 32,940.00	\$ 32,940.00		PO03027	
29	MBAS	ASR Water Quality	6/20/2022	\$ 40,000.00	\$ 14,202.00	\$ 14,202.00		PO02982	
30	City of Sand City	IRWM Grant Reimbursement	3/28/2022	\$ 1,084,322.50	\$ 19,554.85	\$ 19,554.85		PO03093	
31	Marina Coast Water District	IRWM Grant Reimbursement	3/28/2022	\$ 83,079.00	\$ 42,375.00	\$ 42,375.00		PO02947	
32	City of Seaside	IRWM Grant Reimbursement	3/28/2022	\$ 578,987.90	\$ 442,866.17	\$ 442,866.17		PO02948	
33	Montgomery & Associates	Annual Groundwater Modeling support	11/15/2021	\$ 50,000.00	\$ 44,122.00	\$ 44,122.00		PO02849	
34	DUDEK	Grant administration services for the Proposition 1 IRWM Implementation	12/14/2020	\$ 114,960.00	\$ 48,465.00	\$ 48,465.00		PO02847	
35	Shute, Mihaly & Weinberger LLP	Measure J LAFCO Litigation Legal Services	1/1/2022	\$ 400,000.00	\$ 368,283.86	\$ 8,407.12	\$ 376,690.98	Current period billing for LAFCO Measure J litigation services	PO02843
36	Reiff Manufacturing	Quarantine tanks for the Sleepy Hollow steelhead facility	10/18/2022	\$ 48,000.00	\$ 40,350.00	\$ 40,350.00		PO02824	
37	Tetra Tech, Inc.	Engineering services Sleepy Hollow Facility Upgrade	6/21/2021	\$ 67,500.00	\$ 46,108.64	\$ 46,108.64		PO02693	
38	Monterey One Water	PWM Deep Injection Well #4 Design/Construction	9/21/2020	\$ 4,070,000.00	\$ 1,839,650.64	\$ 1,839,650.64		PO02604	
39	Weston Solutions, Inc.	UXO Support Services	6/15/2020	\$ 26,378.70	\$ 6,521.66	\$ 6,521.66		PO02371	
40	Pueblo Water Resources, Inc.	ASR SMWTF Engineering Services During Construction	10/21/2019	\$ 148,100.00	\$ 142,709.87	\$ 142,709.87		PO02163	
41	U.S. Bank Equipment Finance	Copier machine leasing - 60 months	7/15/2019	\$ 52,300.00	\$ 45,451.75	\$ 45,451.75	Current period billing for photocopy machine lease	PO02108	
42	DUDEK	Consulting Services for Prop 1 grant proposal	4/15/2019	\$ 95,600.00	\$ 94,315.05	\$ 94,315.05		PO01986	
43	Tetra Tech, Inc.	Engineering services Sleepy Hollow Facility Upgrade	7/16/2018	\$ 30,000.00	\$ 26,878.87	\$ 26,878.87		PO01880	
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	Colantuono, Highsmith, & Whatley, PC	MPTA Legal Matter	7/1/2018	\$ 250,000.00	\$ 239,380.43	\$ 239,380.43		PO01707	
46	Pueblo Water Resources, Inc.	Seaside Groundwater Basin Geochemical Study	1/24/2018	\$ 68,679.00	\$ 57,168.85	\$ 57,168.85		PO01628	
47	Pueblo Water Resources, Inc.	SSAP Water Quality Study	8/21/2017	\$ 94,437.70	\$ 44,318.11	\$ 44,318.11		PO01510	

**Monterey Peninsula Water Management District
Status on Measure J/Rule 19.8 Spending Phase IV
Through December 2023**

	Contract	Date Authorized	Authorized Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
	Phase IV - Authorization (unallocated)	11/13/2023	\$ 600,000.00	\$ -			\$ 600,000.00	
1	Eminent Domain Legal Counsel	12/16/2019	\$ -	\$ -	\$ 23,642.51	\$ 23,642.51	\$ (23,642.51)	PA00009-01
2	Appraisal Services	8/21/2023	\$ 20,000.00	\$ 2,970.00	\$ 1,925.00	\$ 4,895.00	\$ 15,105.00	PA00009-03
3	District Legal Counsel		\$ -	\$ 41,980.50	\$ 5,529.00	\$ 47,509.50	\$ (47,509.50)	PA00009-05
	Total		\$ 620,000.00	\$ 44,950.50	\$ 31,096.51	\$ 76,047.01	\$ 543,952.99	

**Monterey Peninsula Water Management District
Status on Measure J/Rule 19.8 Spending Phase III
Through October 10, 2023**

	Contract	Date Authorized	Authorized Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
1	Eminent Domain Legal Counsel	12/16/2019	\$ 200,000.00	\$ 98,283.28		\$ 98,283.28	\$ 101,716.72	PA00007-01
2	Appraisal Services	4/17/2023	\$ 220,000.00	\$ 220,000.75		\$ 220,000.75	\$ (0.75)	PA00007-03
3	District Legal Counsel	12/16/2019	\$ 100,000.00	\$ 46,361.50		\$ 46,361.50	\$ 53,638.50	PA00007-05
4	Real Estate Appraiser	8/15/2022	\$ 80,000.00	\$ 53,309.64		\$ 53,309.64	\$ 26,690.36	PA00007-06
5	Water Rights Appraisal	8/15/2022	\$ 75,000.00	\$ 45,490.46		\$ 45,490.46	\$ 29,509.54	PA00007-10
6	Contingency/Miscellaneous	12/16/2019	\$ -	\$ -		\$ -	\$ -	PA00007-20
	Total		\$ 675,000.00	\$ 463,445.63	\$ -	\$ 463,445.63	\$ 211,554.37	

1	Measure J CEQA Litigation Legal Services	12/23/2020	\$ 200,000.00	\$ 140,303.06		\$ 140,303.06	\$ 59,696.94	PA00005-15
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1	Measure J LAFCO Litigation Legal Services	1/1/2022	\$ 400,000.00	\$ 368,283.86		\$ 368,283.86	\$ 31,716.14	PA00005-16
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**Monterey Peninsula Water Management District
Status on Measure J/Rule 19.8 Spending Phase II
Through September 2022**

	Contract	Date Authorized	Authorized Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
1	Eminent Domain Legal Counsel	9/20/2021	\$ 345,000.00	\$ 168,265.94		\$ 168,265.94	\$ 176,734.06	PA00005-01
2	CEQA Work	12/16/2019	\$ 134,928.00	\$ 134,779.54		\$ 134,779.54	\$ 148.46	PA00005-02
3	Appraisal Services	9/20/2021	\$ 430,000.00	\$ 188,683.75		\$ 188,683.75	\$ 241,316.25	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	\$ 151,860.00	\$ 8,407.12	\$ 162,254.16	\$ (122,254.16)	PA00005-05
6	MAI Appraiser	6/15/2020	\$ 170,000.00	\$ 76,032.00		\$ 76,032.00	\$ 93,968.00	PA00005-06
7	Jacobs Engineering	12/16/2019	\$ 87,000.00	\$ 86,977.36		\$ 86,977.36	\$ 22.64	PA00005-07
8	LAFCO Process	11/15/2021	\$ 240,000.00	\$ 217,784.62		\$ 217,784.62	\$ 22,215.38	PA00005-08
9	PSOMAS	9/20/2021	\$ 28,000.00	\$ 25,900.00		\$ 25,900.00	\$ 2,100.00	PA00005-09
10	Contingency/Miscellaneous/Uncommitted	12/16/2019	\$ 289,072.00	\$ 38,707.08		\$ 38,707.08	\$ 250,364.92	PA00005-20
	Total		\$ 1,909,000.00	\$ 1,183,850.29	\$ 8,407.12	\$ 1,194,244.45	\$ 714,755.55	

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

	Contract	Date Authorized	Authorized 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	\$ 160,998.16		\$ 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 Consultant	2/21/2019	\$ 355,000.00	\$ 286,965.17		\$ 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	\$ 41,897.59		\$ 41,897.59	\$ (6,897.59)	PA00002-05

	Contract	Date Authorized	Authorized Amount	Prior Period Spending	Current Period Spending	Total Expended To Date	Spending Remaining	Project No.
6	Contingency/Miscellaneous		\$ 30,000.00	\$ 45,495.95		\$ 45,495.95	\$ (15,495.95)	PA00002-10
	Total		\$ 650,000.00	\$ 646,578.56	\$ -	\$ 646,578.56	\$ 3,421.44	

ITEM: INFORMATIONAL ITEM/STAFF REPORT**18. LETTERS RECEIVED AND SENT****Meeting Date:** February 12, 2024 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/** N/A
Line Item No.:**Prepared By:** Sara Reyes **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 sent by and/or received by the Board Chair and/or General Manager between January 15, 2024 and February 2, 2024 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 website at www.mpwmd.net.

Author	Addressee	Date	Topic
Kevin Knapp	MPWMD Board	1/22/2024	Is Carmel River Navigable
Thomas Christensen	Kevin Knapp	1/22/2024	Carmel River is Navigable
Melodie Chrislock	MPWMD Board and David Stoldt	1/26/2024	California regulators want to spend billions to reduce a fraction of water usage



EXHIBIT 19-A

**FINAL MINUTES
Monterey Peninsula Water Management District
Finance and Administration Committee
January 16, 2024**

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 2:01 PM.

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

District staff members present: David Stoldt, General Manager
Nishil Bali, Administrative Services Manager/Chief Financial Officer
Jonathan Lear, Water Resources Manager
Simona Mossbacher, Human Resources Coordinator/Contract Specialist
Sara Reyes, Executive Assistant/Board Clerk

District staff members absent: None

District Counsel present: David Laredo, DeLay & Laredo

Additions / Corrections to Agenda:

None

Comments from the Public:

None

Action Items:

1. **Consider Adoption of December 4, 2023 Committee Meeting Minutes**
On a motion by Eisenhart and second by Edwards, the minutes of the December 4, 2023 meeting were approved unanimously 3 – 0.
2. **Consider Adoption of Resolution 2024-01 Rescinding Resolution 2023-15**
On a motion by Eisenhart and second by Edwards, the Finance and Administration Committee recommended that the Board adopt Resolution 2024-01, rescinding Resolution No. 2023-15. The motion was approved unanimously on a 3 – 0 vote.

3. Consider Approving a Contract with Tierra Plan in an Amount Not-To-Exceed \$8,000 to Maintain and Provide Additional Development to the MPWMD Stream Flow Data Portal as a Public Facing Database Web Server

On a motion by Edwards and second by Anderson, the Finance and Administration Committee recommended that the Board authorize District staff to enter into a contract for an amount not-to-exceed \$8,000 with Tierra Plan to maintain and provide additional development to the District's public-facing database web server for the District's stream and rain gage networks. The motion was approved unanimously on a 3 – 0 vote.

4. Consider Adoption of Treasurer's Report for November 2023

On a motion by Eisenhart and second by Edwards, the Finance and Administration Committee recommended that the Board adopt the November 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. Review Annual Disclosure Statement of Employee/Board Reimbursements for FY 2022-2023

On a motion by Eisenhart and second by Edwards, the Finance and Administration Committee approved the report subject to clarifying descriptions under the column titled Payable Description in the MPWMD Annual Disclosure Statement – Employee/Board Reimbursement Fiscal Year 2022-2023. The motion was approved unanimously on a 3 – 0 vote.

6. Consider Approval of Annual Update of Investment Policy

On a motion by Edwards and second by Eisenhart, the Finance and Administration Committee recommended that the Board review and approve the District's Investment Policy. 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 Item:

9. Review Draft January 22, 2024 Special and Regular Board Meeting Agenda

General Manager Stoldt reviewed the draft agenda with the committee. No changes were made by the committee.

Adjournment

Chair Anderson adjourned the meeting at 3:03 PM.

/s/ Sara Reyes

Sara Reyes, Committee Clerk to the Finance and Administration Committee

Reviewed and Approved by the MPWMD Finance and Administration Committee on February 5, 2024

Received by the MPWMD Board of Directors on February 12, 2024

ITEM: INFORMATIONAL ITEM/STAFF REPORT**20. MONTHLY ALLOCATION REPORT**

Meeting Date:	February 12, 2024	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 January 31, 2024, a total of **26.575** acre-feet (**7.8%**) of the Paralta Well Allocation remained available for use by the Jurisdictions. Pre-Paralta water in the amount of **30.504** acre-feet is available to the Jurisdictions, and **28.123** acre-feet is available as public water credits.

Exhibit 20-A shows the amount of water allocated to each Jurisdiction from the Paralta Well Allocation, the quantities permitted in January 2024 (“changes”), and the quantities remaining. The Paralta Allocation had no debits in January 2024.

Exhibit 20-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 20-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 20-C**.

EXHIBITS**20-A** Monthly Allocation Report**20-B** Monthly Entitlement Report**20-C** District’s Water Allocation Program Ordinances

EXHIBIT 20-A
MONTHLY ALLOCATION REPORT
 Reported in Acre-Feet
 For the month of January 2024

Jurisdiction	Paralta Allocation*	Changes	Remaining	PRE-Paralta Water	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	0.298	50.659	0.000	0.181	38.121	0.000	2.451	2.920
Monterey County	87.710	0.000	10.578	13.080	0.000	0.352	7.827	0.000	1.181	12.121
Pacific Grove	25.770	0.000	0.000	1.410	0.000	0.014	15.874	0.000	0.002	0.016
Sand City	51.860	0.000	0.000	0.838	0.000	0.000	24.717	0.000	23.163	23.163
Seaside	65.450	0.000	0.497	34.438	0.008	28.876	2.693	0.000	1.144	30.517
District Reserve	9.000	0.000	8.607	N/A			N/A			8.607
TOTALS	342.720	0.000	26.575	101.946	0.000	30.504	90.142	0.000	28.123	85.202

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	10.074	2.686

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

EXHIBIT 20-B
MONTHLY ALLOCATION REPORT
ENTITLEMENTS
Reported in Acre-Feet
For the month of January 2024

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. *	192.980	0.000	32.282	160.698
Del Monte Forest Benefited Properties (Pursuant to Ord No. 109)	172.020	0.193	75.752	96.268
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	0.193	122.863	257.137

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	0.000	8.114	197.886
Malpaso Water Company	80.000	0.265	22.744	57.256
D.B.O. Development No. 30	13.950	0.000	3.908	10.042
City of Pacific Grove	38.390	0.214	10.389	28.001
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 20-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.

In addition to releasing water from the development of the Paralta Well, Ordinance No. 70 established a "special reserve" of 12.76 acre-feet of water saved by system improvements to the former Water West System when it was purchased and integrated into Cal-Am. This reserve was made available to properties in the former Water West System on a first-come, first-served basis. The ordinance also increased Cal-Am's production limit for savings related to the annexation of the Quail Meadows subdivision.

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**21. WATER CONSERVATION PROGRAM REPORT****Meeting Date:** February 12, 2024 **Budgeted:** N/A**From:** David J. Stoldt,
General Manager **Program/
Line Item No.** N/A**Prepared By:** Kyle Smith **Cost Estimate:** N/A**Committee Recommendation:** N/A**General Counsel Review:** 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 **50** property transfers that occurred between January 1, 2024, and January 31, 2024, were added to the database.

B. Certification

The District received **32** WCCs between January 1, 2024, and January 31, 2024. Data on ownership, transfer date, and status of water efficiency standard compliance were entered into the database.

C. Verification

From January 1, 2024, and January 31, 2024, **31** properties were verified compliant with Rule 144 (Retrofit Upon Change of Ownership or Use). Of the **31** verifications, **11** properties verified compliance by submitting certification forms and/or receipts. District staff completed **26** Site inspections. Of the **26** properties verified, **20 (76%)** 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 January, District inspectors performed 7 verification inspections.

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 January 2024, MPWMD referred **no** properties 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 **two** 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 **55** Water Permits from January 1, 2024, and January 31, 2024. **Ten** 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 January **13** Meter Permits and **seven** 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 **55** Water Permits issued from January 1, 2024, and January 31, 2024, **one** was issued under this provision.

B. Permit Compliance

District staff completed **no** conditional Water Permit finals during January 2024. Staff completed **55** site inspections. **32** properties passed and **12** 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 **48** Water Permits with deed restrictions.

D. Rebates

Rebate information for January will be included in the March Conservation Program Report.

ITEM: INFORMATIONAL ITEM/STAFF REPORT**22. CARMEL RIVER FISHERY REPORT FOR JANUARY 2024****Meeting Date:** February 12, 2024 **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: Several small storms in January brought river flows at Los Padres Dam above 200 cfs for the first time this water year. To date, no adult steelhead have been captured in the trap below the dam, but several sea-run adults were observed in the Sleepy Hollow reach. The larger tributaries had low flow throughout the month, but the smaller tributaries remained dry at the gage sites.

January's streamflow at the Sleepy Hollow Weir gaging station ranged from 37 to 270 cfs, while flows at the Highway 1 gage ranged from 42 to 239 cfs.

There were 4.49 inches of rainfall in January as recorded at the San Clemente gauge. The total rainfall for Water Year (WY) 2024 (which started October 1, 2023) is 9.50 inches, or 85% of the long-term year-to-date average of 11.23 inches.

CARMEL RIVER LAGOON: In January, the lagoon's WSE ranged from approximately 4.4-11.5 feet (NGVD 1988) (see graph below), opening, and closing with the tides.

Water quality depth-profiles were conducted at five sites on January 26, 2024, while the lagoon mouth was open, water surface elevation was 9.75 feet, and river inflow was 144 cfs. Steelhead migration and rearing conditions were good. Salinity levels ranged from 0.5-22 ppt, water temperature ranged from 52-61 degrees Fahrenheit, and dissolved oxygen (DO) levels ranged from 6-15 mg/l.

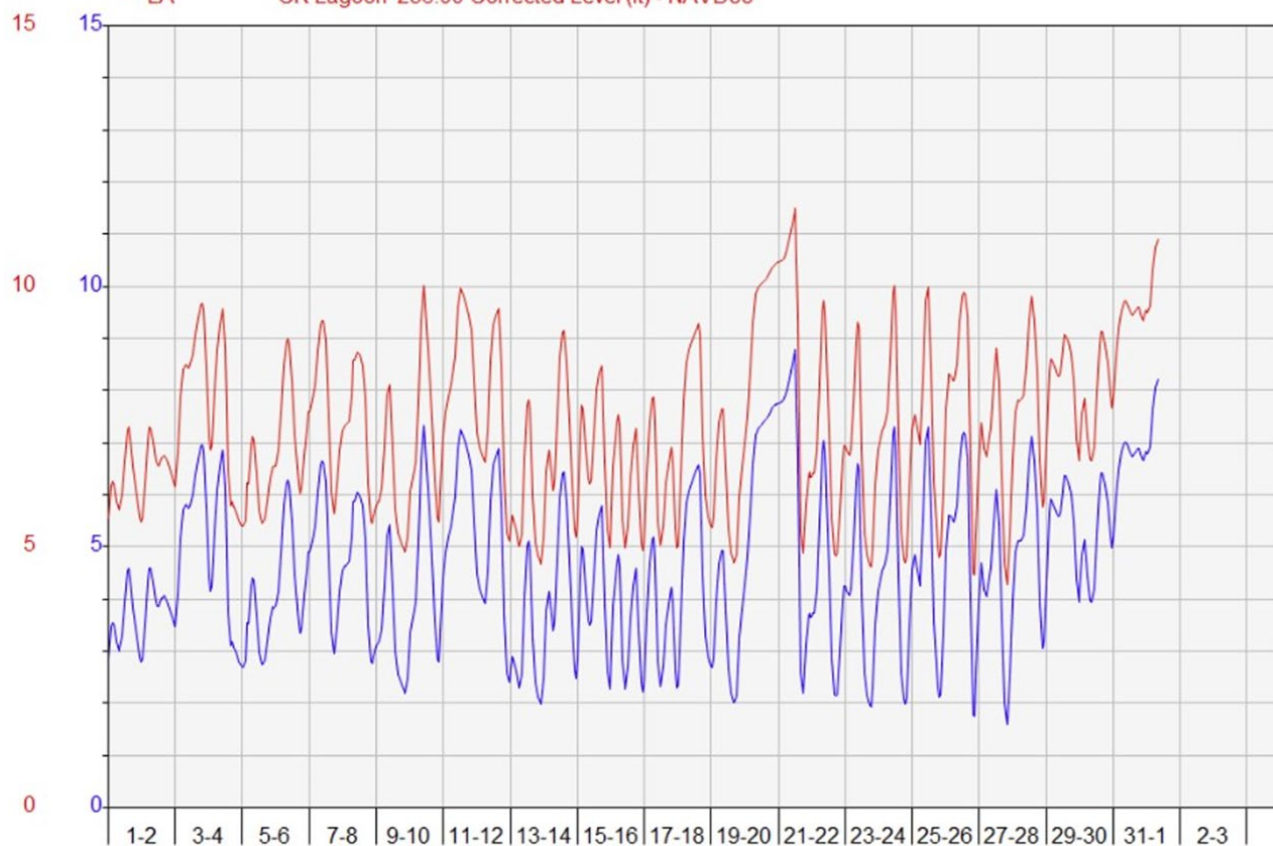
Monterey Peninsula Water Management District

HYPLOT V134 Output 02/01/2024

Period 35 Day 01/01/2024 to 02/05/2024

2024

— LA CR Lagoon 232.00 Raw Level (ft) - NGVD29
— LA CR Lagoon 236.00 Corrected Level (ft) - NAVD88



ITEM: INFORMATIONAL ITEM/STAFF REPORT**23. MONTHLY WATER SUPPLY AND CALIFORNIA AMERICAN WATER PRODUCTION REPORT**

Meeting Date:	February 12, 2024	Budgeted:	N/A
From:	David J. Stoldt, General Manager	Program/ Line Item No.:	N/A
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 23-A shows the water supply status for the Monterey Peninsula Water Resources System (MPWRS) as of **February 1, 2024**. 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 23-A** is for Water Year (WY) 2024 and focuses on three 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 **January** 2024 totaled **4.49 inches** and brings the cumulative rainfall total for WY 2024 to **9.50 inches**, which is **85%** of the long-term average through **January**. Estimated unimpaired runoff through **January** totaled **3,190 acre-feet (AF)** and brings the cumulative runoff total for WY 2024 to **5,979 AF**, which is **30%** of the long-term average through **January**. Usable storage for the MRWPRS was **29,740 acre-feet**, which is **99%** of average through **January**, and equates to **90%** 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 3,376 AF of water from the Carmel River in WY 2024. The February Board Meeting is earlier in the month than the regular timing of MPWMD Board meetings. Therefore the meeting staff notes were due prior to receiving the monthly production report form Cal-Am for January. Compliance and year to date reporting of Cal-Am production will be presented and made available to the public at the February 12, 2024 Board meeting and this staff note will be modified to capture the reporting for Board records.

EXHIBITS**23-A** Water Supply Status: **January 1, 2024**

EXHIBIT 23-A

**Monterey Peninsula Water Management District
Water Supply Status
February 1, 2024**

Factor	Oct – Jan 2024	Average To Date	Percent of Average	Oct – Jan 2022
Rainfall (Inches)	9.50	11.23	85%	23.70
Runoff (Acre-Feet)	5,979	20,237	30%	91,512
Storage⁵ (Acre-Feet)	29,740	30,105	99%	30,500

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 1922-2022 and 1902-2022 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 1989-2022 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.



Supplement to February 12, 2024 MPWMD Board Packet

Attached are copies of letters sent and/or received between **January 15, 2024** and **February 2, 2024**. These letters are listed in the Monday, February 12, 2024 Board Packet under Letters Received.

Author	Addressee	Date	Topic
Kevin Knapp	MPWMD Board	1/22/2024	Is Carmel River Navigable
Thomas Christensen	Kevin Knapp	1/22/2024	Carmel River is Navigable
Melodie Chrislock	MPWMD Board and David Stoldt	1/26/2024	California regulators want to spend billions to reduce a fraction of water usage

RECEIVED

JAN 22 2024

1-18-24

MPWMD

Monterey Peninsula Water
Management DISTRICT.

I am a board member of
the Robles Del Rio WATER / MEADOW
COOP. We manage the RIVER lot
in Lower Circle in the Village,
off EL POTRERO. WE ARE
trying to find if the Carmel
River is considered a navigatable
river. I've done some Google
RESEARCH and have found
A VARIETY of DATA BUT NOTHING
definite. If you could
send a definite reference I
would appreciate it. You can
E-MAIL IT.

KEVIN KHAPP54@gmail.com

Thank you

Kevin Khapp
25 EL POTRERO
Carmel Valley
CA 93924

~~KEVIN KHAPP54@gmail.com~~
COM

From: [Thomas Christensen](#)
To: KevinKnapp54@gmail.com
Cc: [Sara Reyes](#)
Subject: Carmel River is Navigable
Date: Monday, January 22, 2024 11:52:41 AM
Attachments: [CarmelRiver_Navigable.pdf](#)

Hi Kevin,

Thank you for your letter. The Carmel River is navigable. For more information see attached Public Use Memo from De Lay and Laredo (1992).

In general, this means that once people are in the river they can walk upstream and downstream and sit low next to the river (under ordinary high water). People must get into the river from a public-right-away like a bridge, park or through their own property. A person **can't** park in front of someone's house and walk through the side gate and through the backyard to get to the river (above ordinary high water) without permission. Ordinary high water is a little hard to define, but it's about 5 to 8 feet higher than the low flow summer water surface.

If someone got to the river legally and sat on the sand next to the river on Robles Del Rio property, they have a right to be there, but if they walked through the gate without permission (high above the river) then technically they need to get permission or access the river somewhere else.

I hope this helps.

Thomas

Thomas Christensen, P.G.
MPWMD Environmental Resources Division Manager
P.O. Box 85, Monterey, Ca 93942-0085
831-238-2547 (cell)

Sara Reyes

From: mwchrislock@redshift.com
Sent: Friday, January 26, 2024 4:02 PM
To: Alvin Edwards; Amy Anderson; George Riley; Karen Paull; District 5; Marc Eisenhart; Ian Oglesby; Dave Stoldt; Sara Reyes
Subject: California regulators want to spend billions to reduce a fraction of water usage (Dan Walters/CalMatters)

Follow Up Flag: Follow up
Flag Status: Flagged

California regulators want to spend billions to reduce a fraction of water usage

by [Dan Walters](#) January 26, 2024



María Dolores Díaz, who lives in Fresno County, keeps a bowl in the sink while she washes her hands to save water. Photo by Larry Valenzuela, CalMatters/CatchLight Local

In summary

Household use is a tiny fraction of California's overall water supply, but the state wants to spend billions of dollars to make a tiny reduction in that already infinitesimal bit of water consumption.

Hydrologists measure large amounts of water in acre-feet – an acre of water one-foot deep, or 326,000 gallons.

In an average year, [200 million acre-feet of water fall on California](#) as rain or snow. The vast majority of it sinks into the ground or evaporates, but about a third of it finds its way into rivers. Half of that will eventually flow into the Pacific Ocean.

That leaves approximately 35-40 million acre-feet for human use, with three-quarters being applied to fields and orchards to support the state's agricultural output, and the remaining quarter – 9-10 million acre-feet – being used for household, commercial and industrial purposes.

In other words, nearly 39 million Californians wind up using about 5% of the original precipitation to water their lawns, bathe themselves, operate toilets and cook their food.

That number is important because it is such a tiny amount, even though the state's perennial household water conservation programs imply that taking fewer showers or reducing lawn watering will somehow solve the state's water problems.

The ludicrous nature of those propagandistic appeals is quite evident in the state [Water Resources Control Board's new plan](#) to force local water agencies into cutting household water use even more, no matter the multibillion-dollar cost, and with penalties if they fail to meet quotas.

The water board says the plan, which was authorized by the Legislature in 2018, would reduce household use by 440,000 acre-feet a year when fully implemented. That would be about 5% of current use, which is only about 5% of average precipitation – scarcely a drop in the bucket.

The [plan is drawing some well-reasoned criticism](#) from two independent observers, the Legislative Analyst Office, an arm of the Legislature, and the Public Policy Institute of California, the state's premier think tank.



Environment

California's proposed water conservation rules too stringent and costly, analysts say

by [Rachel Becker](#) January 4, 2024

The LAO, in a [report to the Legislature](#), said the plan “will create challenges for water suppliers in several key ways, in many cases without compelling justifications.”

In essence, the LAO said, local water agencies would have to jump through the state's hoops by spending billions of dollars for a tiny reduction in overall water use that could have an adverse impact on low-income families.

The PPIC is [similarly skeptical](#), summarizing the plan as “very high cost for little benefit.” PPIC fellows David Mitchell and Ellen Hanak also pointed out its effects on low-income communities and the difficulty it would impose on local governments' programs to plant and maintain trees as a shield against hot summer weather.

California does indeed have a water supply problem, mostly because its political leaders for decades have failed to expand the state's water infrastructure that had been built during the mid-20th century.

Household use is not the problem. It cannot be because it is such a tiny part of the overall water picture and actually has declined, in relative terms, as the state's population reached 40 million, more than twice what it was when the last major water works were constructed.

The major mismatch of demand and supply occurs in the two largest categories of water use, agriculture and the environment. Agricultural water agencies and environmental groups have been jousting for decades in the Legislature, in Congress, in courts and in regulatory agencies such as the water board over how much water farmers can draw and how much should remain in rivers to protect habitat for fish and other wildlife.

That's the issue that must be resolved by reallocating existing supplies, building new storage and/or creating new supplies, such as desalination of seawater. Spending billions of dollars to save a few gallons of household water is just an expensive exercise in virtue-signaling that accomplishes virtually nothing.