

REGULAR MEETING
Seaside Groundwater Basin Watermaster
October 7, 2009

MINUTES

I. CALL TO ORDER

Chairman Rubio called the meeting to order at 2:02 p.m. in the Monterey Regional Water Pollution Control Agency Boardroom at 5 Harris Court, Building D, Monterey.

II. ROLL CALL

City of Seaside – Mayor Ralph Rubio, Chairman

Coastal Subarea Landowner – Director Paul Bruno, Vice Chair

City of Del Rey Oaks – Mayor Jerry Edelen

California American Water (“CAW”) – Director Craig Anthony

City of Sand City – Mayor David Pendergrass

Monterey Peninsula Water Management District (“MPWMD”) – Director Judi Lehman, Secretary

Laguna Seca Subarea Landowner – Director Bob Costa

Monterey County/Monterey County Water Resources Agency (“MCWRA”) – Supervisor David Potter

City of Monterey – Mayor Charles “Chuck” Della Sala

Absent: None

III. APPROVAL OF MINUTES

It was moved by Mayor Pendergrass, seconded by Director Costa, and carried, Director Anthony voting no, and Supervisor Potter and Mayor Della Sala abstaining due to nonattendance at that meeting, to approve the minutes of the Watermaster Regular Meeting of August 25, 2009.

IV. REVIEW OF AGENDA

There were no changes to the agenda.

V. PUBLIC PARTICIPATION/ORAL COMMUNICATIONS

There were no questions or comments from the public.

VI. CONSENT CALENDAR

A. Consider Approval of Summary for Payments made during September 2009 totaling \$88,325.30.

B. Consider current year Financial Reports – Through September 30, 2009.

C. Consider Approval of Watermaster Letter to MPWMD requesting support with regard to hearings before the Administrative Law Judge regarding the Coastal Water Project Draft Environmental Impact Report (CWP DEIR) and the need to pump additional water into the Seaside Groundwater Basin to avoid the prospect of seawater intrusion into the Basin.

Moved by Supervisor Potter, seconded by Mayor Della Sala, and unanimously carried, to approve the consent calendar as presented.

VII. ORAL PRESENTATION – None.

VIII. OLD BUSINESS

A. COMMITTEE REPORTS

1. TECHNICAL ADVISORY COMMITTEE (“TAC”)

- a) Derrick Williams, Hydrometrics LLC, gave a Powerpoint presentation and provided handouts regarding protective water levels in the Seaside Basin. Mr. Williams stated that, since the seawater/fresh water interface between the off-shore ocean water and the aquifer fresh water is unknown and cost-prohibitive to determine, the 100% protection levels presented err on the side of caution and assume potentially imminent seawater intrusion. Management alternatives for 100% protection against seawater intrusion will be presented at the November board meeting. Robert Jaques, Technical Program Manager, stated that \$25,000 was allotted in the proposed 2010 budget for research on management alternatives for additional, lesser percentages of protection from seawater intrusion. An in-depth presentation of Hydrometric’s groundwater modeling work is scheduled to be presented by Mr. Williams at the October 28, 2009 TAC special meeting at MRWPCA board room at 9:00 a.m.

IX. NEW BUSINESS

- A. The board reviewed the submitted notice of the need for each party to appoint or reappoint voting and alternate members to the Watermaster board of directors. CEO Evans stated he would send out written notification of requirements to each party in the near future to meet the latter part of November court notification deadline.
- B. The board concurred to hold the election of a board treasurer over until the regular election of board officers in January 2010.

C. COMMITTEE REPORTS

1. BUDGET / FINANCE COMMITTEE with TAC

- a) Budget / Finance Committee Chair, Ray Corpuz stated that the committee met September 29th and reviewed all four proposed budgets and the replenishment assessment unit cost of \$2,780, and recommended approval of all as presented. In a matter related to the Replenishment Fund Budget, the committee hoped to have a draft MOU with the City of Seaside for its golf course in-lieu replenishment project by the November meeting.

Moved by Director Anthony, seconded by Director Lehman, and unanimously carried, to adopt the proposed Fiscal Year 2010 Annual Administrative Fund Budget.

- b) Mr. Jaques reviewed in his transmittal to the board the changes from last year in the proposed Management and Monitoring Program for Fiscal Year 2010 Scope of Work and correlated the changes with the submitted task outline.

Moved by Mayor Della Sala, seconded by Director Costa, and unanimously carried, to adopt the proposed Fiscal Year 2010 proposed Management and Monitoring Program Fiscal Year 2010 Scope of Work.

Mr. Jaques stated the Budget / Finance and TAC committees had approved the proposed Monitoring and Management Fund – Operating and Capital Budgets for

2010 and recommended adoption by the board. Mr. Weeks, MCWRCA, requested that future proposed budgets be presented in larger font for easier review.

- 1) Moved by Director Lehman, seconded by Mayor Della Sala, and unanimously carried, to adopt the proposed Fiscal Year 2010 Monitoring and Manager Fund – Operating Budget.**
 - 2) Moved by Mayor Della Sala, seconded by Director Lehman, and unanimously carried, to adopt the 2010 Monitoring and Management Fund – Capital Budget (a zero dollar budget).**
- c) Mr. Corpuz reviewed the methodology regarding the determination of the proposed replenishment assessment unit cost per acre foot for water year 2009/10 that would be used to calculate any overproduction replenishment assessments at the end of water year 2009/10. The Budget / Finance Committee approved of the unit cost determined and Mr. Corpuz further encouraged the board to direct the committee to review past methodology for determining unit costs for possible adjustments to the amounts owed on replenishment assessments by the City of Seaside and CAW and bring back to the board any recommended credits or adjustments to the Replenishment Assessment Fund for past years.

Moved by Director Bruno, seconded by Director Lehman, and unanimously carried, to adopt the water year 2009/10 proposed unit cost for over-production replenishment assessment amount of \$2,780.

There was no further action or direction given by the board on this item.

- d) **Moved by Director Anthony, seconded by Director Bruno, and unanimously carried, to adopt the water year 2009/10 proposed Replenishment Assessment Fund Budget as presented.**

X. INFORMATIONAL REPORTS (No Action Required)

- A. Timeline Schedule of Milestone Dates (Critical date monitoring)
- B. Technical Advisory Committee (“TAC”) minutes of September 23, 2009.
- C. Water Production Report for Third Quarter Water Year 2009 (April 1 – June 30, 2009)
- D. Report of Water Year 2009, Third Quarter, Groundwater Quality and Groundwater Level Data collected for the Seaside Groundwater Basin Watermaster as prepared by MPWMD.

XI. DIRECTORS’ REPORTS

Director Bruno encouraged all to attend the State Water Resources Control Board (“SWRCB”) meeting on the CAW Cease and Desist Order (“CDO”) on October 20, 2009 in Sacramento to let the SWRCB know that the issue is beyond that of water; that the Peninsula communities would be severely adversely affected by the proposed CDO actions. CAW is arranging transportation to Sacramento for anyone interested in attending.

Director Anthony reported on the Aquifer Storage and Recovery Program (“ASR”), stating that he attended a meeting on Monday with MPWMD where an agreement was reached for CAW to

contract for a small well to be drilled at Fitch School as part of the ASR program permitting process. The first well is a lead-in to a second ASR well site at Fitch School already approved by MPWMD to be completed by December 2010. Director Lehman thanked the City of Del Rey Oaks, CAW and MPWMD for staying on task to work toward completion of the ASR program.

XII. EXECUTIVE OFFICER COMMENTS

The next TAC meeting is scheduled for Wednesday, October 14, 2009 at 1:30 p.m. in the City of Seaside portable conference room; a TAC special meeting is scheduled for Wednesday, October 28, 2009 at 9:00 a.m. in the MRWPCA board room with focus on a groundwater model presentation; a TAC regular meeting is scheduled for November 19, 2009 in the MPWMD conference room at 1:30 p.m.

The next regular Watermaster board meeting is scheduled for November 4, 2009 at 2:00 p.m. in the MRWPCA board room. Topics to include the 2008 Annual Report to court, report on fund assessments billed for 2010 and replenishment assessments billed for water year 2008/09, groundwater modeling, the MOU on the City of Seaside golf course in-lieu project, and the status of the 10% reduction requirement for 2008/09.

XIII. NEXT MEETING DATE – Regular Meeting to be held on November 4, 2009, at the Monterey Regional Water Pollution Control Agency (MRWPCA) Board meeting room at 5 Harris Court, Building "D" on Ryan Ranch in Monterey at 2:00 p.m.

XIV. There being no further business, Chairman Rubio adjourned the meeting at 3:30 p.m.