

Legistar File ID No. RES 25-043 Agenda Item No. 37
Before the Board of Supervisors
County of Monterey, State of California

Adopt Resolution No.: 25-099

- a. Use General Fund Contingency to provide funding for a rebate to ease non-residential customers, who are still recovering from the March 2023 storms and flooding, into the Pajaro County Sanitation District (PCSD) sewer rates approved in 2024 by PCSD Ordinance No. 5420, in response to **Board Referral No. 2025.02** (4/5ths vote required); and)
- b. Authorize and direct the Auditor-Controller to transfer \$217,154 for the Fiscal Year (FY) 2024-25 from General Fund 001, Contingencies Appropriation Unit CAO020 to Pajaro County Sanitation District Fund 151, Appropriation Unit PFP047, where General Fund Contingencies has sufficient appropriations available in the adopted budget (4/5th the vote required).)

WHEREAS, the County of Monterey manages the Pajaro County Sanitation District (PCSD);

WHEREAS, on March 10, 2023, in response to Pajaro River flooding, the Monterey County Sheriff's Office issued evacuation orders for the Pajaro community and nearby areas which were in effect through March 23, 2023;

WHEREAS, because of these evacuation orders and Pajaro River flooding impacts, Pajaro residents were not able to live or work in their homes and businesses in March 2023;

WHEREAS, Board Referral No. 2023.10 was prepared, requesting that the Board of Supervisors, acting as the Board of Directors of the PCSD, suspend all fees incurred by impacted residents for the duration of the flooding-related evacuation order in the Pajaro community in March 2023 and offer refunds to all impacted residents who have already made payments;

WHEREAS, at the June 6, 2023, Meeting of the Board of Supervisors, Monterey County Public Works, Facilities and Parks Department (PWFP) staff provided the Board a Preliminary Analysis Report in response to said Board Referral. After considering and discussing the item, the Board directed staff to prepare an urgency ordinance to allow for a refund of sanitary sewer fees for the month of March 2023 for PCSD customers located in the community of Pajaro;

WHEREAS, PCSD and the Monterey County conducted a Prop 218 process in early-2024 to bring sewer rates in alignment with industry needs, while trending consistent with neighboring local agencies. The Prop 218 passed and culminated in the sewer rate ordinance PCSD Ordinance No. 5420 on July 9, 2024;

WHEREAS, the March 2023 Winter Storms and Pajaro River Levee failure that flooded the community of Pajaro and evacuated the constituents for days, has caused long-lasting financial impacts on both residential customers and non-residential customers (i.e., commercial and industrial). The District 2 Supervisor Office and PWWP staff have received concerns from these non-residential customers;

WHEREAS, at the Board of Supervisors' Meeting of February 25, 2025, the Board added Supervisor Church's Referral No. 2025.02 to the County Board of Supervisors' referral matrix. The referral seeks to ease non-residential customers, who are still recovering from the March 2023 storms and flooding, into the new PCSD sewer rates approved in 2024 by PCSD Ordinance No. 5420;

WHEREAS, The County of Monterey's Fiscal Year 2024-25 General Fund Contingencies current balance, including pending requests, is \$7,922,297; and

WHEREAS, as of 2025, the total cost of rebates to these customers is estimated at \$217,154 for FY 2024-25.

NOW, THEREFORE, based on the above recitals, the Board of Supervisors of the County of Monterey resolve as follows:

- a. Use General Fund Contingency to provide funding for a rebate to ease non-residential customers, who are still recovering from the March 2023 storms and flooding, into the Pajaro County Sanitation District (PCSD) sewer rates approved in 2024 by PCSD Ordinance 5420, in response to **Board Referral No. 2025.02** (4/5ths vote required); and
- b. Adopt a resolution to authorize and direct the Auditor-Controller to transfer \$217,154 for the Fiscal Year (FY) 2024-25 from General Fund 001, Contingencies Appropriation Unit CAO020 to Pajaro County Sanitation District Fund 151, Appropriation Unit PFP047, where General Fund Contingencies has sufficient appropriations available in the adopted budget (4/5th the vote required).

PASSED AND ADOPTED on this 18th day of March 2025, by roll call vote:

AYES: Supervisors Alejo, Church, Lopez, Askew, and Daniels

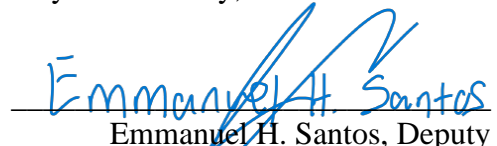
NOES: None

ABSENT: None

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting on March 18, 2025.

Dated: March 18, 2025
File ID: RES 25-043
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Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California


Emmanuel H. Santos, Deputy