

County of Monterey

*1441 Schilling Place
Taragon Room
Salinas, CA 93901*



Meeting Agenda

Wednesday, February 7, 2024

10:00 AM

Water Resources Agency Planning Committee

*Deidre Sullivan, Chair
Ken Ekelund
Mark Gonzalez
Matthew Simis*

To participate in this Planning Committee meeting through the following methods:

1. You may attend in person,
2. For ZOOM participation please join by computer audio at:
<https://montereycty.zoom.us/j/95511982423>
OR to participate by phone call any of these numbers below:
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+1 346 248 7799 US (Houston)
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+1 929 205 6099 US (New York)
+1 253 215 8782 US
+1 301 715 8592 US

Enter this Meeting ID number: 955 1198 2423, PASSWORD: 884853 when prompted. Please note there is no Participant Code, you will just hit # again after the recording prompts you.

You will be placed in the meeting as an attendee; when you are ready to make a public comment, if joined by computer audio, please Raise your Hand; and by phone, please push *9 on your keypad.

3. If you wish to comment on a specific agenda item while the matter is being heard, you may participate by the following means: When the Chair calls for public comment on an agenda item, the Zoom Meeting Host, or his or her designee, will first ascertain who wants to comment (among those who are in the meeting electronically or telephonically) and will then call on speakers and unmute their device one at a time. Public speakers may be broadcast in audio form only.

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4. If you wish to comment on a particular agenda item, please submit your comments in writing via email to Monterey County Water Resources Agency at WRAPubliccomment@co.monterey.ca.us by 5:00 p.m. on the Tuesday prior to the Committee meeting. To assist Agency staff in identifying the agenda item to which the comment relates please indicate the Committee meeting date and agenda number in the subject line. Comments received by the 5:00 p.m. Tuesday deadline will be distributed to the Committee and will be placed in the record.

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agenda item relating to your public comment please indicate in the subject line, the meeting body (i.e. Planning Committee) and item number (i.e. Item No. 10). Every effort will be made to read your comment into the record, but some comments may not be read due to time limitations. Comments received after an agenda item will be made part of the record if received prior to the end of the meeting.

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9. The Chair and/or Secretary may set reasonable rules as needed to conduct the meeting in an orderly manner.

Participar en esta reunión del Comité de Planificación a través de los siguientes métodos:

1. Puede asistir en persona,

2.El público puede observar la reunión ZOOM a través de computadora haciendo clic en el siguiente enlace: <https://montereycty.zoom.us/j/95511982423>

O el público puede escuchar a través del teléfono llamando al:

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simplemente presionará # nuevamente después de que la grabación lo solicite.

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4. Si un miembro del público desea comentar sobre un artículo de la agenda en particular, se le es sumamente recomendable que envíe sus comentarios por escrito por correo electrónico a la Agencia de Administración de Recursos del Agua (Agencia) a WRAPubliccomment@co.monterey.ca.us antes de las 5:00 P. M. el Martes antes de la reunión del Comité. Para ayudar al personal de la Agencia a identificar el número del artículo de la agenda con el cual se relaciona el comentario, se solicita al público que indique la fecha de la reunión del Comité y el número del artículo de la agenda en la línea de asunto. Comentarios recibidos en la fecha límite del Martes a las 5 P.M, serán distribuidos al Comité y serán colocados en el registro.

5. Los miembros del público que deseen hacer un comentario público general para temas que no están en la agenda del día o que deseen comentar en un artículo específico mientras se escucha la presentación, lo pueden hacer enviando un comentario por correo electrónico, preferiblemente limitado a 250 palabras o menos, a WRAPubliccomment@co.monterey.ca.us. Para ayudar al personal de la Agencia a identificar el artículo de la agenda con el cual se relaciona el comentario, se solicita al público que indique el nombre del Comité (por ejemplo: Comité de Planificación) y el número del artículo de la agenda (por ejemplo: Artículo # 10). Se hará todo lo posible para leer el comentario en el registro, pero algunos comentarios pueden no leerse en voz alta debido a limitaciones de tiempo. Los comentarios recibidos después del cierre del período de comentarios públicos sobre un artículo de la agenda serán parte del registro si se reciben antes que termine la reunión del Comité.

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9. El Presidente y / o Secretario pueden establecer reglas razonables según sea necesario para llevar a cabo la reunión de manera ordenada.

Call to Order

Roll Call

Public Comment

Committee Member Comments

Consent Calendar

1. Approve the Action Minutes of the Planning Committee meeting held on December 6, 2023.

Attachments: [Draft Planning Minutes December 6, 2023](#)

Presentation

2. Long Range Financial Forecasting Model Update-Fieldman, Rolapp & Associates, Inc. (Presenting; Robert A. Porr & Lora Nichols)

Attachments: [Planning Committee Presentation \(MCWRA\) Financial Forecasting Model](#)

Scheduled Items

3. Consider adoption of a resolution amending the Bylaws of the Monterey County

Water Resources Agency Board of Directors concerning Board member participation on standing and advisory committees.

Attachments: [Board Report](#)
[ByLaws MCWRA BOD Proposed Amendments](#)
[Bylaws MCWRA BOD Proposed Amendments Feb.2024 \(redline\)](#)
[Resolution](#)

4. Consider recommending to the Monterey County Water Resources Agency Board of Directors to include funding for Interlake Tunnel Project Development, in the recommended budget for fiscal-year 2024-2025.

Attachments: [Board Report](#)

Staff Reports

5. Agency Compensation Philosophy Update. (Staff Presenting; Ara Azhderian)
6. Salinas River Maintenance Update. (Staff Presenting; Ara Azhderian)
7. Review of January 2024 Strategic Planning Update Meeting. (Staff Presenting; Shaunna Murray)
8. Discuss development of staff survey related to the Agency and General Manager. (Staff Presenting; Shaunna Murray)

Calendar

9. Set next meeting date and discuss future agenda items.

Adjournment



County of Monterey

Item No.1

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAPL 24-001

February 07, 2024

Introduced: 1/26/2024

Current Status: Draft

Version: 1

Matter Type: WRA Planning Item

Approve the Action Minutes of the Planning Committee meeting held on December 6, 2023.

County of Monterey

*1441 Schilling Place
Cinnamon Room
Salinas, CA 93901*



Meeting Minutes

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10:00 AM

Water Resources Agency Planning Committee

Deidre Sullivan, Chair

Ken Ekelund

Mark Gonzalez

Matthew Simis

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9. El Presidente y / o Secretario pueden establecer reglas razonables según sea necesario para llevar a cabo la reunión de manera ordenada.

Call to Order

The meeting was called to order 10:00 a.m.

Roll Call

Present: Deidre Sullivan, Mark Gonzalez, Matthew Simis

Absent: Ken Ekelund

Public Comment

Ken Ekelund

Committee Member Comments

None

Consent Calendar

Upon Motion by Mark Gonzalez, Second by Matthew Simis the Committee approved the consent calendar of the Planning Committee meeting.

Ayes: Deidre Sullivan, Mark Gonzalez, Matthew Simis

Noes: None

Absent: Ken Ekelund

1. Approve the Action Minutes of the Planning Committee Meeting held on October 18, 2023.

Attachments: [Draft Planning Minutes October 18, 2023](#)

Staff Reports

2. Financial Forecasting Model Update (Staff Presenting: Ara Azhderian)

Attachments: [Financial Planning Update](#)

Committee Member Comments: Deidre Sullivan, Mark Gonzalez

Public Comment: None

3. Fiscal Year 2024-2025 Budget Preparation Plan and Process (Staff Presenting: Nan Kim)

Attachments: [FY 2024-25 County Budget Development Schedule](#)
 [FY24-25 Budget Development](#)

Committee Member Comments: Deidre Sullivan
Public Comments: None

4. Overview of Developing Goals and Objectives for Finance, Hydrology and Environmental Resources Sections (Staff Presenting: Shaunna Murray, Nan Kim, Amy Woodrow)

Attachments: [Overview of Developing Goals and Objectives](#)

Committee Member Comments: Mark Gonzales, Matthew Simis, Deidre Sullivan
Public Comment: Marc Kelley (Chair referred to email staff)

5. Update on Strategic Planning Workshop (Staff Presenting: Shaunna Murray)

Committee Member Comment: Matthew Simis, Mark Gonzalez
Public Comment: None

6. Proposal to consolidate WRA committee meetings (Staff Presenting: Ara Azhderian)

Attachments: [Proposal to consolidate WRA committee meetings](#)

Committee Member Comments: Deidre Sullivan, Mark Gonzalez, Matthew Simis
Public Comment: None

Calendar

7. Set next meeting date and discuss future agenda items

Adjournment

The meeting adjourned at 11:24 a.m.



County of Monterey

Item No.2

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAPL 24-003

February 07, 2024

Introduced: 1/31/2024

Current Status: Draft

Version: 1

Matter Type: WRA Planning Item

Long Range Financial Forecasting Model Update-Fieldman, Rolapp & Associates, Inc. (Presenting;
Robert A. Porr & Lora Nichols)



Monterey County Water Resources Agency

Planning Committee Meeting

February 7, 2024

 **FIELDMAN | ROLAPP**
& ASSOCIATES
EXPERIENCE, INTEGRITY & SERVICE

Long Range Financial Planning Tool - Objectives

Combines financial forecasting, strategic thinking and a vision for the long-term

Aligns finances, capital needs, public policy and service objectives

Maintains sound financial position

- Preserves or enhances key financial metrics

Provides a flexible financial framework allowing for adjustments due to:

- Changing economic conditions
 - Operational objectives
 - Stakeholder needs
- Environmental/Regulatory factors

Becomes a tool to effectively manage financial challenges

Requires annual review/maintenance and periodic consideration

Long Range Financial Planning Tool - Elements



Time Horizon: Upcoming budget year plus at least 31 years into the future



Scope: All Agency Funds



Monitoring: Annual review of financial results and update of model; in depth review every 5 years, e.g., revise assumptions and objectives

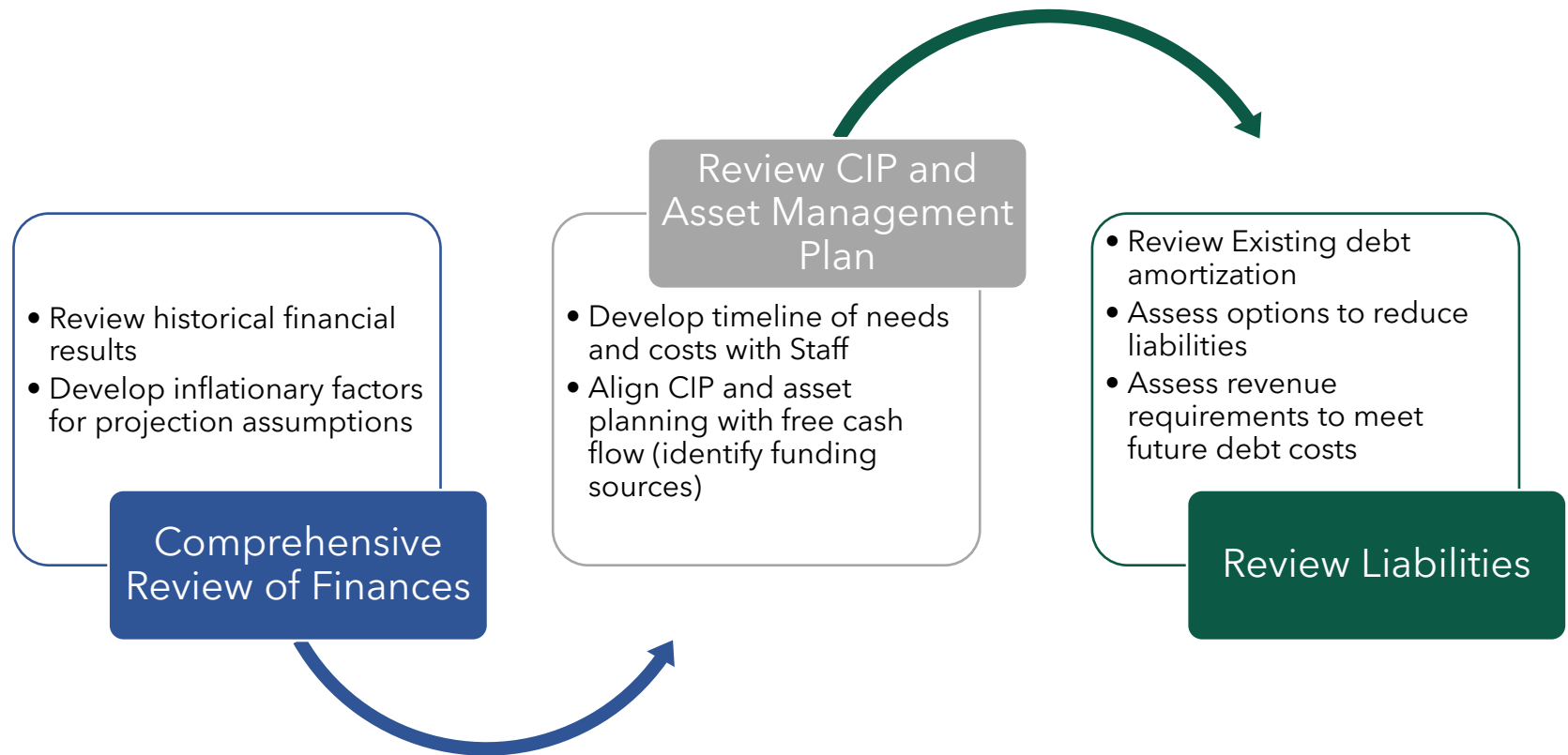


Content: Analysis of economic and financial environments, revenues, expenses, capital expenditures, rate impacts, strategies to achieve strong financial health and key indicators to measure financial health



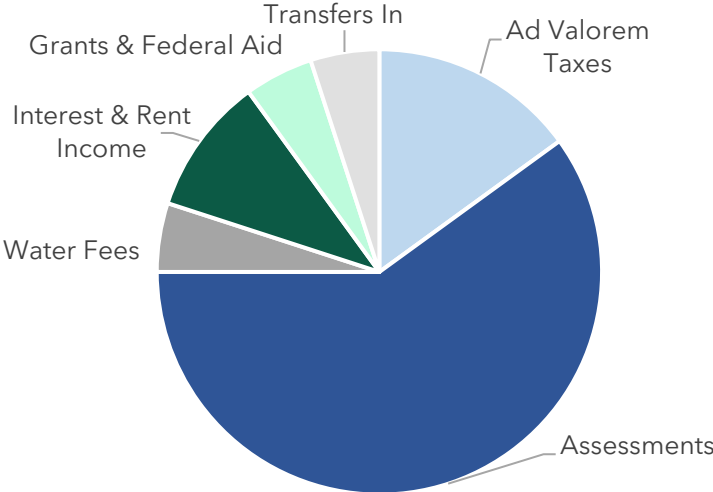
Visibility: Easily communicated and understandable by officials, staff and public

Initiating the LRFP

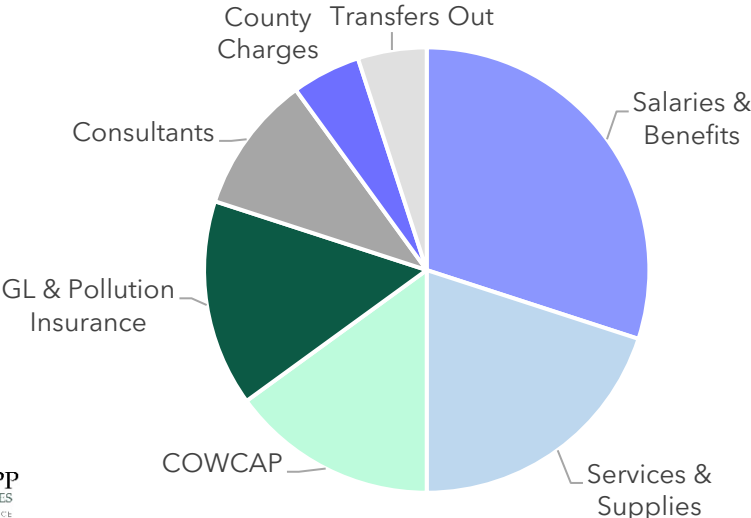


Funding Overview

Revenue Sources



O&M Sources



All Agency Funds



Capital Financing Options

- Debt financing is reviewed in conjunction with funding provided by grants and PayGo sources

	Fixed-rate Tax Exempt Loans / Bonds	WIFIA / CWIFP	SRF Loan
Lien Priority	Issuer's Option	Senior or Subordinate	Senior
Borrowing	100%	49%	Up to 100%
Prepayment	Usually, 10 years after closing	Annually, \$500,000 minimum	With consent of SWRCB
Rate Reset	NA	Permits 1 rate reset	NA
Amortization	Typically, 30 years	35 Years after Completion	Between 20-30 years

Sources: US EPA, USACE, and State Water Resources Control Board.

Next Steps

- Update future capital costs
- Examine flexibility of existing revenue sources
 - ✓ Assessments
 - ✓ Property tax share
- Discuss financing options with Finance Committee



Questions & Discussion

Disclaimer

Fieldman, Rolapp & Associates, Inc. is an SEC-registered Municipal Advisor, undertaking a fiduciary duty in providing financial advice to public agencies. Compensation contingent on the completion of a financing or project is customary for municipal financial advisors. To the extent that our compensation for a transaction is contingent on successful completion of the transaction, a potential conflict of interest exists as we would have a potential incentive to recommend the completion of a transaction that might not be optimal for the public agency. However, Fieldman, Rolapp & Associates, Inc. undertakes a fiduciary duty in advising public agencies regardless of compensation structure.

These materials include an assessment of current market conditions, and include assumptions about interest rates, execution costs, and other matters related to municipal securities issuance or municipal financial products. These assumptions may change at any time subsequent to the date these materials were provided. The scenarios presented herein are not intended to be inclusive of every feasible or suitable financing alternative.



County of Monterey

Item No.3

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAPL 24-008

February 07, 2024

Introduced: 2/1/2024

Current Status: Draft

Version: 1

Matter Type: WRA Planning Item

Consider adoption of a resolution amending the Bylaws of the Monterey County Water Resources Agency Board of Directors concerning Board member participation on standing and advisory committees.

RECOMMENDATION:

Consider adoption of a resolution amending the Bylaws of the Monterey County Water Resources Agency (Agency) Board of Directors concerning Board member participation on standing and advisory committees.

SUMMARY/DISCUSSION:

The Agency's Bylaws require the Chair to be an ex officio member of all committees with the right to vote, including: Finance, Planning, Personnel/Administration, Reservoir Operations Advisory Committee, and the Basin Management Advisory Committee. Given the current composition of these committees and Board direction, the attached draft Bylaws would remove the requirement that the Chair of the Board of Directors serve as an ex officio member on all committees, while providing the Chair discretion to serve on committees, and continuing to allow other Board members to sit on the committees. This can allow for additional involvement by other Board members on committees.

Specifically, for the Finance Committee, Planning Committee, and Personnel/Administration Committee, the language would change from the composition being "three Board members and the Board Chair", to "a Chair, Vice Chair, and two other Board members." For the Reservoir Operations Advisory Committee, and the Basin Management Advisory Committee, the language would change from the composition being "three Board members, the Board Chair, and non-Director members", to "a Chair, Vice Chair, two other Board members, and non-Director members."

The Planning Committee has recently discussed making other wholesale amendments to the Bylaws. Staff will return with recommendations on other amendments later this year.

OTHER AGENCY INVOLVEMENT:

None.

FINANCING:

Not applicable.

Prepared by: Kelly L. Donlon, Assistant County Counsel

Attachments:

1. Draft Resolution approving amendments to Bylaws
2. Draft Bylaws (redline)



County of Monterey

Item No.3

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAPL 24-008

February 07, 2024

Introduced: 2/1/2024

Current Status: Draft

Version: 1

Matter Type: WRA Planning Item

Consider adoption of a resolution amending the Bylaws of the Monterey County Water Resources Agency Board of Directors concerning Board member participation on standing and advisory committees.

RECOMMENDATION:

Consider adoption of a resolution amending the Bylaws of the Monterey County Water Resources Agency (Agency) Board of Directors concerning Board member participation on standing and advisory committees.

SUMMARY/DISCUSSION:

The Agency's Bylaws require the Chair to be an ex officio member of all committees with the right to vote, including: Finance, Planning, Personnel/Administration, Reservoir Operations Advisory Committee, and the Basin Management Advisory Committee. Given the current composition of these committees and Board direction, the attached draft Bylaws would remove the requirement that the Chair of the Board of Directors serve as an ex officio member on all committees, while providing the Chair discretion to serve on committees, and continuing to allow other Board members to sit on the committees. This can allow for additional involvement by other Board members on committees.

Specifically, for the Finance Committee, Planning Committee, and Personnel/Administration Committee, the language would change from the composition being "three Board members and the Board Chair", to "a Chair, Vice Chair, and two other Board members." For the Reservoir Operations Advisory Committee, and the Basin Management Advisory Committee, the language would change from the composition being "three Board members, the Board Chair, and non-Director members", to "a Chair, Vice Chair, two other Board members, and non-Director members."

The Planning Committee has recently discussed making other wholesale amendments to the Bylaws. Staff will return with recommendations on other amendments later this year.

OTHER AGENCY INVOLVEMENT:

None.

FINANCING:

Not applicable.

Prepared by: Kelly L. Donlon, Assistant County Counsel

Attachments:

1. Draft Resolution approving amendments to Bylaws

BYLAWS

MONTEREY COUNTY WATER RESOURCES AGENCY BOARD OF DIRECTORS (As amended 2/20/24)

I. PURPOSE AND AUTHORITY.

1.01. Authority. These bylaws are adopted pursuant to the Monterey County Water Resources Agency Act, as amended by the statutes of 1991, Chapter 1130 (West's California Water Code, Appendix, Chapter 52; hereinafter "Agency Act"), and pursuant to Monterey County Water Resources Agency Ordinance No. 3559.

1.02. Purpose. The purpose of these bylaws is to establish procedures for the conduct of meetings of the Monterey County Water Resources Agency Board of Directors and to provide guidelines for the other activities of the Board of Directors.

1.03. Relations between Board and Staff. The purpose of the Board of Directors is to set policy for implementation by the General Manager and Staff. The Board will adopt a hands-off policy regarding day-to-day management as that is the duty of the General Manager. Board members shall direct requests of Staff to the General Manager.

II. MEMBERS.

2.01. Number and Appointment. There are nine members on the Board of Directors. The members are appointed by the Monterey County Water Resources Agency Board of Supervisors.

2.02. Duties. The Board of Directors shall perform the duties delegated to them by the Monterey County Water Resources Agency Act and by Ordinance No. 3559.

2.03. Vacancies and Removal of Directors. A vacancy occurs on the Board of Directors when a Director resigns or dies or when the position is declared vacant by the Supervisors, on the recommendation of the Directors due to the incumbent Directors' incapacity or failure to attend meetings. A vacancy shall be filled by appointment in the same manner as the appointment of the original holder of the office. If a Board member is absent from three consecutive meetings of the Board or its committees, the Personnel/Administration Committee shall review the matter within 30 days and determine whether it should be heard by the full Board. The Board may, based on the recommendation of the Personnel/Administration Committee, by resolution, recommend to the Board of Supervisors that the Board of Supervisors declare a vacancy and appoint a replacement Director.

2.04. Compensation.

(a) Each member of the Board of Directors of the Monterey County Water Resources Agency appointed pursuant to the Monterey County Water Resources Agency Act shall receive compensation for his or her services at the rate of \$100.00 for each meeting attended by such Director. A meeting shall be a regular or special meeting of the Board of Directors, a meeting of any of the standing committees or additional committees, or any meeting so designated as such by the Chair.

(b) In addition, the Directors shall be reimbursed for actual necessary expenses incurred in the performance of official business of the Agency pursuant to assignment of the Board of Directors consistent with the reimbursement schedules and policies of the County of Monterey.

2.05. Conflicts of Interest. No Board member shall participate in any matter which comes before the Board of Directors, or in any matter in which he or she is required to act in his or her capacity as a Board member, when the Board member has or may have a direct or indirect economic interest which may be affected as a result of such action, unless such participation is otherwise required or permitted by law. No Board member shall undertake any employment, activity, or economic enterprise for compensation which is inconsistent, incompatible, in conflict with or inimical to his or her duties as a Board member. Board members shall comply with the conflict of interest code to be adopted by the Board.

2.06. Notice to Directors. Whenever written notice is required by these bylaws to be given or delivered when the notice is left at the Directors' residence or usual place of business by personal messenger, when the notice is sent to the Director via fax transmittal to the fax number given to the Agency by the Director, or five days after the notice is deposited in the U.S. mail, first class postage prepaid, properly addressed to the Director.

2.07. Authority of Director to speak for the Board or Agency. No director will speak on behalf of the Board of Directors in any public forum unless expressly authorized to do so by the Board of Directors. No director will speak on behalf of the Agency in any public forum unless expressly authorized to do so by the Board of Supervisors.

III. OFFICERS.

3.01. List of Officers. The officers of the Board shall be the Chair, Vice-Chair, and Secretary.

3.02. Qualification, Selection, and Term. Each Chair and Vice-Chair shall be members of the Board of Directors. The General Manager of the Agency shall be the Secretary for the Board but shall not vote at Board meetings. The Chair and Vice-Chair shall be elected by the Board at the Board's first meeting of January 2019, and shall serve for a period of one year or until a successor has been duly elected. The Chair and Vice Chair shall serve for a period of two years beginning January 2020. The Chair and Vice Chair shall be elected by the Board at the Board's first meeting

of January 2020 or until a successor has been elected. The Board shall elect the Chair and Vice Chair at the Board's first meeting of January every subsequent even year thereafter. A Board member shall not simultaneously hold more than one office. At the last regular meeting of the year when the Chair's and Vice Chair's terms end, the Chair shall appoint an ad hoc nominating committee consisting of a chairperson and two directors. The Chair shall be an ex-officio member.

3.03. Duties of Chair. The Chair shall preside at all meetings of the Board; execute contracts, correspondence, conveyances, and other written instruments as authorized by the Board; and appoint chairpersons and members of Board committees.

3.04. Duties of Vice-Chair. The Vice-Chair shall, in the absence of the Chair, assume the duties of the Chair and perform such reasonable duties as may be required by the Board or the Chair of the Board.

3.05. Duties of Secretary. The Secretary shall be responsible for maintaining Board meeting minutes and other records that may from time to time be required by the Boards' activities, and shall perform such reasonable duties as may be required by the Board or Chair of the Board. The Secretary may delegate the actual performance of the tasks necessary to fulfill these duties.

3.06. Vacancies and Removal of Officers. A vacancy in any office shall be filled by nomination and election by the Board of Directors as soon as it is reasonably possible. Officers may be removed by a majority vote of the Board of Directors for failure to perform the duties of the office or for malfeasance in office.

IV. COMMITTEES

4.01. Appointment and Terms of Committees. The Board Chair shall appoint members of the Board committees, and the Chair and Vice Chair of each Board committee. Appointments are for one year. Members of the public may be appointed as members of advisory, ad hoc, or special committees by the Board of Directors, and if so appointed, shall have the right to vote only at committee meetings. Members of committees may be re-appointed for succeeding terms, without limitation.

4.02. Standing Committees. The Directors shall maintain the following standing committees: Finance Committee, Personnel/Administration Committee, and Planning Committee. Standing committees shall be comprised of Board members.

(a) Finance Committee. The Finance Committee consists of a Chair, Vice Chair, and two other Board members. The Finance Committee assists in establishing and enhancing valid business and financial management systems. It annually reviews and recommends the budget, and each month it reviews the Agency's financial performance under the adopted budget. The committee acts as the audit committee for the Board of Directors and makes recommendations on capital expenditures. The committee reviews the financial aspects of projects proposed to be implemented by the Agency, reviews charges proposed to be levied by the Agency (including, but not limited to,

standby charges, and assessments), and may recommend revisions to the Agency's accounting system.

(b). Planning Committee. The Planning Committee consists of a Chair, Vice Chair, and two other Board members. The Planning Committee shall help to develop short- and long-range plans for the Agency with respect to all activities in which the Agency is involved or might become involved. The Planning Committee helps to screen, evaluate, and prioritize projects and programs considered for implementation by the Agency, and reviews the Agency's ongoing projects and programs.

(c) Personnel/Administration Committee. The Personnel/Administration Committee consists of a Chair, Vice Chair, and two other Board members. The Personnel/Administration Committee reviews Agency personnel matters, and governmental affairs.

4.03. Advisory and Ad-Hoc Committees. The Chair may appoint, with the approval of the Board of Directors, advisory or ad-hoc committees as the need arises, and define the mission and duties thereof. The following advisory committees are hereby confirmed and recognized:

(a) Reservoir Operations Advisory Committee. The Reservoir Operations Advisory Committee reviews all matters pertaining to Nacimiento and San Antonio Reservoirs. The Reservoir Operations Advisory Committee consists of a Chair, Vice Chair, two other Board members, and non-Director members. The Chair shall appoint non-Director members to the Reservoir Operations Advisory Committee as follows: one representative of a Salinas Valley City; one representative each of the Pressure, East Side, Forebay, and Upper Valley groundwater subareas; three members of the public at large; and one representative each from the San Luis Obispo County Public Works Department, Monterey County Parks Department, the Lakes resort concessionaire, Nacimiento Regional Water Management Advisory Committee, and the Salinas River Channel Coalition.

(b) Basin Management Advisory Committee. The Basin Management (BMP) Advisory Committee reviews all matter concerning basin management. The Basin Management Advisory Committee consists of a Chair, Vice Chair, two other Board members, and non-Director members. The Chair shall appoint non-Director members to the Basin Management Advisory Committee as follows: one representative each of the Pressure, East Side, Forebay, and Upper Valley groundwater subareas; and three members of the public at large.

4.04. Additional Committees. The Directors may by majority vote establish additional committees from time to time, including standing committees and special committees.

4.05. Staff Assistance to Committees. Water Resources Agency Staff shall provide assistance to all committees of the Directors, at the request of the committee or the Board.

4.06. Role of Committees. The role of each committee is limited to the matters expressly assigned to the committee by these bylaws or by resolution of the Board of Directors, together with all matters necessarily incidental thereto. Except as otherwise expressly provided in these bylaws or by resolution of the Board of Directors, the committee does not make binding decisions on those

matters. Rather, the committee makes recommendations to the Board of Directors on those matters that are to be considered by the Board of Directors.

V. MEETINGS.

5.01. Conduct of Meetings. All meetings of the Board shall be subject to the provisions of the Ralph M. Brown Act (Government Code sections 54950, *et seq.*) (“Brown Act”), the Agency Act, and these bylaws. If any inconsistency exists between the provisions of the Brown Act and these bylaws, the provisions of the Brown Act shall control.

5.02. Regular Meetings . Time and Place. The Board of Directors will establish a regular meeting date and time, which shall be not less than once each month, and shall establish a regular place for holding such meetings. Committees of the board shall meet as frequently as is necessary to fulfill the committee’s duties, but in any event, not less than quarterly. Notice and posting of agendas for regular meetings shall be pursuant to the provisions of the Brown Act.

5.03. Special Meetings. Special meetings may be called by the Board Chair at any time for a specific, announced purpose. At the request of any three Board members, the Board Chair shall call such a special meeting. Written notice of a special meeting shall be delivered to all Board members at least 48 hours in advance of any meeting. Attendance at a special meeting by any Director amounts to a waiver of any defect in the giving of notice to such Director, unless at the meeting the Director specifically objects to the holding of the meeting on the grounds of such defect. Notice and posting of agendas for special meetings shall be pursuant to the provisions of the Brown Act.

5.04. Quorum. No action shall be taken by the Board or by a committee unless a quorum is present at the meeting, except as otherwise provided herein or as allowed under *Roberts Rules of Order*. For Board of Directors meetings, a quorum shall be five members. For committees, a quorum shall be 50% of all the members of the committee, including at least one Board member.

5.05. Majority Vote. Actions of the Board shall be by a majority vote of Board members present and voting on the issue. If a Director is recused or prohibited from voting due to an actual or perceived conflict of interest under the California Political Reform Act (Government Code section 8700, *et seq.*) or Government Code section 1090, *et seq.*, the Director shall leave the dais and the Board chambers, and his or her presence shall not be counted towards a quorum. If the recusal of a Director on a certain item will upset the quorum, such item shall be trailed to the end of the meeting and continued to a future meeting when a quorum can be obtained. The presence of any Director who otherwise abstains from voting shall be counted for purposes of determining a quorum, but the vote of such abstaining members shall not be counted either for or against a measure in determining whether a majority vote has been obtained.

5.06. Minutes. A record of proceedings of all minutes of the Board of Directors and of committees of the Board shall be kept on file with the Agency.

5.07. Public Meetings. All meetings of the Board of Directors shall be open to the public,

unless otherwise provided by law.

5.08. Voting. Voting on all motions and resolutions of the Board of Directors shall be by voice vote, calling for ayes and noes, except that if any member of the Board or the Secretary requests a roll call vote, either before or after the voice vote is taken, then the vote shall be by roll call.

5.09. Agendas of Regular Meetings. At least 72 hours before regular meetings, an agenda shall be posted at the Directors regular place of posting that contains a brief description of each item of business to be transacted or discussed at the meeting.

5.10. Time for Public Comment.

(a) The Chair shall provide an opportunity for members of the public to address the Directors on any agenda item of interest to the public, before or during the Directors consideration of the item. The Chair may limit the time allowed for each person to speak. Public participation need not be allowed on discussions of procedural issues, such as continuances, the order in which agenda items will be considered, and the like, and public participation need not be allowed on items which are presented by Staff to the Directors for information only.

(b) The agenda for each regular meeting will include a regular time near the beginning of the agenda to receive public comment on items that are within the jurisdiction of the Directors and are not otherwise discussed at the meeting. The Directors are not required to respond to any issues raised during the public comment period, and may not take any action on such issues other than to refer the item to Staff or schedule action for a future agenda.

5.11. Non-agenda Items. The Directors may take no action on any item not previously placed on the agenda except in the following situations:

(a) The Directors determine by a majority vote that an emergency situation exists. An emergency situation means work stoppage or other activity which severely impairs health, safety, or both, or a crippling disaster which severely impairs public health, safety, or both.

(b) The Directors determine by a vote of at least two-thirds of the authorized number of Directors, or if less than two-thirds of the authorized number of members are present, that the need to take action arose after the agenda was posted.

(c) The item was continued from a prior meeting held less than five days before the current meeting, and the item was properly placed on the agenda for the previous meeting.

5.12. Roberts Rules of Order. Except as otherwise provided in these bylaws or in rules and regulations adopted by the Directors, all meetings of the Directors shall be conducted pursuant to *Roberts Rules of Order*.

5.13. Hearing Procedure. All hearings shall be conducted by the Chair in the manner provided by law. All hearings of the Directors shall be open for public participation. When a

proposal is being considered by the Directors, the public hearing will be opened when the Chair introduces the item for consideration by the Directors. The sequence of events relating to any proposal shall be as follows:

1. By reference to the agenda, the Chair announces the proposal to be heard or considered.
2. The General Manager or his or her designee presents the Staff report to the Directors.
3. The General Manager or his or her designee presents or summarizes any additional messages or communications regarding that proposal.
4. The Chair inquires if Directors have any questions of Staff.
5. The Board may ask all audience members who address the Board to volunteer their name and business or residence address before speaking; however, such information is not mandatory.
6. The Chair asks if there are any proponents in the audience who wish to be heard.
7. The proponents then may address the Board.
8. Following the proponents' remarks, the Chair asks for opponents to be heard.
9. The opponents then address the Board.
10. The Chair may ask for a brief period for rebuttal from proponents following opponents being heard.
11. After the public has been heard, the Chair will entertain a motion to close the public hearing.
12. Following successful passage of the motion to close the public hearing, the discussion will be limited to the Directors.
13. The hearing ends with an action to approve or deny the proposal by vote of the Board.
14. The Chair may alter the order specified above, if the Chair believes such change in the order would facilitate the hearing process.

5.14. Continuance and Adjournment. The Directors may continue any item to another meeting specified in the order of continuance, may adjourn any meeting without specifying a new meeting date, and may adjourn any meeting to a time and place specified in the order of adjournment. Less than a quorum may so continue an item or adjourn a meeting. If all members are absent from any meeting, the Secretary may so adjourn the meeting, and shall provide notice of any new meeting date and time as required by law.

VI. ADOPTION AND AMENDMENT OF BYLAWS.

6.01 These bylaws shall be adopted by resolution, approved by a majority of the Directors. The bylaws may be amended at any properly noticed meeting, by resolution approved by a majority of the Directors.

Upon motion by Director_____, seconded by Director _____, these bylaws were amended to read as above on **February 20, 2024**, by the following votes:

Ayes:

Noes:

Abstain:

Absent:

Attest: I certify that the within instrument is a true and complete copy of the original Bylaws of the Board of Directors of the Monterey County Water Resources Agency on file within this office.

Dated:

Ara Azhderian
General Manager

History: Adopted 12/19/91; amended: 1/13/92, 9/14/92, 10/12/92, 10/26/92, 3/29/93, 5/9/94, 10/28/96, 4/25/16, 9/19/16, 11/19/18, 5/20/19, and 2/20/24

BYLAWS
MONTEREY COUNTY WATER RESOURCES AGENCY
BOARD OF DIRECTORS
(As amended 2/20/24)

I. PURPOSE AND AUTHORITY.

1.01. Authority. These bylaws are adopted pursuant to the Monterey County Water Resources Agency Act, as amended by the statutes of 1991, Chapter 1130 (West's California Water Code, Appendix, Chapter 52; hereinafter "Agency Act"), and pursuant to Monterey County Water Resources Agency Ordinance No. 3559.

1.02. Purpose. The purpose of these bylaws is to establish procedures for the conduct of meetings of the Monterey County Water Resources Agency Board of Directors and to provide guidelines for the other activities of the Board of Directors.

1.03. Relations between Board and Staff. The purpose of the Board of Directors is to set policy for implementation by the General Manager and Staff. The Board will adopt a hands-off policy regarding day-to-day management as that is the duty of the General Manager. Board members shall direct requests of Staff to the General Manager.

II. MEMBERS.

2.01. Number and Appointment. There are nine members on the Board of Directors. The members are appointed by the Monterey County Water Resources Agency Board of Supervisors.

2.02. Duties. The Board of Directors shall perform the duties delegated to them by the Monterey County Water Resources Agency Act and by Ordinance No. 3559.

2.03. Vacancies and Removal of Directors. A vacancy occurs on the Board of Directors when a Director resigns or dies or when the position is declared vacant by the Supervisors, on the recommendation of the Directors due to the incumbent Directors' incapacity or failure to attend meetings. A vacancy shall be filled by appointment in the same manner as the appointment of the original holder of the office. If a Board member is absent from three consecutive meetings of the Board or its committees, the Personnel/Administration Committee shall review the matter within 30 days and determine whether it should be heard by the full Board. The Board may, based on the recommendation of the Personnel/Administration Committee, by resolution, recommend to the Board of Supervisors that the Board of Supervisors declare a vacancy and appoint a replacement Director.

2.04. Compensation.

(a) Each member of the Board of Directors of the Monterey County Water Resources Agency appointed pursuant to the Monterey County Water Resources Agency Act shall receive compensation for his or her services at the rate of \$100.00 for each meeting attended by such Director. A meeting shall be a regular or special meeting of the Board of Directors, a meeting of any of the standing committees or additional committees, or any meeting so designated as such by the Chair.

(b) In addition, the Directors shall be reimbursed for actual necessary expenses incurred in the performance of official business of the Agency pursuant to assignment of the Board of Directors consistent with the reimbursement schedules and policies of the County of Monterey.

2.05. Conflicts of Interest. No Board member shall participate in any matter which comes before the Board of Directors, or in any matter in which he or she is required to act in his or her capacity as a Board member, when the Board member has or may have a direct or indirect economic interest which may be affected as a result of such action, unless such participation is otherwise required or permitted by law. No Board member shall undertake any employment, activity, or economic enterprise for compensation which is inconsistent, incompatible, in conflict with or inimical to his or her duties as a Board member. Board members shall comply with the conflict of interest code to be adopted by the Board.

2.06. Notice to Directors. Whenever written notice is required by these bylaws to be given or delivered when the notice is left at the Directors' residence or usual place of business by personal messenger, when the notice is sent to the Director via fax transmittal to the fax number given to the Agency by the Director, or five days after the notice is deposited in the U.S. mail, first class postage prepaid, properly addressed to the Director.

2.07. Authority of Director to speak for the Board or Agency. No director will speak on behalf of the Board of Directors in any public forum unless expressly authorized to do so by the Board of Directors. No director will speak on behalf of the Agency in any public forum unless expressly authorized to do so by the Board of Supervisors.

III. OFFICERS.

3.01. List of Officers. The officers of the Board shall be the Chair, Vice-Chair, and Secretary.

3.02. Qualification, Selection, and Term. Each Chair and Vice-Chair shall be members of the Board of Directors. The General Manager of the Agency shall be the Secretary for the Board but shall not vote at Board meetings. The Chair and Vice-Chair shall be elected by the Board at the Board's first meeting of January 2019, and shall serve for a period of one year or until a successor has been duly elected. The Chair and Vice Chair shall serve for a period of two years beginning January 2020. The Chair and Vice Chair shall be elected by the Board at the Board's first meeting

of January 2020 or until a successor has been elected. The Board shall elect the Chair and Vice Chair at the Board's first meeting of January every subsequent even year thereafter. A Board member shall not simultaneously hold more than one office. At the last regular meeting of the year when the Chair's and Vice Chair's terms end, the Chair shall appoint an ad hoc nominating committee consisting of a chairperson and two directors. The Chair shall be an ex-officio member.

3.03. Duties of Chair. The Chair shall preside at all meetings of the Board; ~~be an ex-officio member of all committees;~~ execute contracts, correspondence, conveyances, and other written instruments as authorized by the Board; and appoint chairpersons and members of Board committees.

3.04. Duties of Vice-Chair. The Vice-Chair shall, in the absence of the Chair, assume the duties of the Chair and perform such reasonable duties as may be required by the Board or the Chair of the Board.

3.05. Duties of Secretary. The Secretary shall be responsible for maintaining Board meeting minutes and other records that may from time to time be required by the Boards' activities, and shall perform such reasonable duties as may be required by the Board or Chair of the Board. The Secretary may delegate the actual performance of the tasks necessary to fulfill these duties.

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IV. COMMITTEES.

4.01. Appointment and Terms of Committees. The Board Chair shall appoint members of the Board committees, and the Chair and Vice Chair of each Board committee. Appointments are for one year. Members of the public may be appointed as members of advisory, ad hoc, or special committees by the Board of Directors, and if so appointed, shall have the right to vote only at committee meetings. Members of committees may be re-appointed for succeeding terms, without limitation. ~~The Board Chair shall be an ex-officio member of all committees with the right to vote.~~

4.02. Standing Committees. The Directors shall maintain the following standing committees: Finance Committee, Personnel/Administration Committee, and Planning Committee. Standing committees shall be comprised of Board members.

(a) Finance Committee. The Finance Committee consists of ~~three Board members and the Board Chair~~ a Chair, Vice Chair, and two other Board members. The Finance Committee assists in establishing and enhancing valid business and financial management systems. It annually reviews and recommends the budget, and each month it reviews the Agency's financial performance under the adopted budget. The committee acts as the audit committee for the Board of Directors and makes recommendations on capital expenditures. The committee reviews the financial aspects of

projects proposed to be implemented by the Agency, reviews charges proposed to be levied by the Agency (including, but not limited to, standby charges, and assessments), and may recommend revisions to the Agency's accounting system.

(b). Planning Committee. The Planning Committee consists of a Chair, Vice Chair, and two other Board members~~three Board members and the Board Chair~~. The Planning Committee shall help to develop short- and long-range plans for the Agency with respect to all activities in which the Agency is involved or might become involved. The Planning Committee helps to screen, evaluate, and prioritize projects and programs considered for implementation by the Agency, and reviews the Agency's ongoing projects and programs.

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(a) Reservoir Operations Advisory Committee. The Reservoir Operations Advisory Committee reviews all matters pertaining to Nacimiento and San Antonio Reservoirs. The Reservoir Operations Advisory Committee consists of a Chair, Vice Chair, two other Board members~~three Board members, the Board Chair~~, and non-Director members. The Chair shall appoint non-Director members to the Reservoir Operations Advisory Committee as follows: ~~one~~ representative of a Salinas Valley City; one representative each of the Pressure, East Side, Forebay, and Upper Valley groundwater subareas; three members of the public at large; and one representative each from the San Luis Obispo County Public Works Department, Monterey County Parks Department, the Lakes resort concessionaire, Nacimiento Regional Water Management Advisory Committee, and the Salinas River Channel Coalition.

(b) Basin Management Advisory Committee. The Basin Management (BMP) Advisory Committee reviews all matter concerning basin management. The Basin Management Advisory Committee consists of a Chair, Vice Chair, two other Board members~~three Board members~~ and non-Director members. The Chair shall appoint non-Director members to the Basin Management Advisory Committee as follows: one representative each of the Pressure, East Side, Forebay, and Upper Valley groundwater subareas; and three members of the public at large.

4.04. Additional Committees. The Directors may by majority vote establish additional committees from time to time, including standing committees and special committees.

4.05. Staff Assistance to Committees. Water Resources Agency Staff shall provide assistance to all committees of the Directors, at the request of the committee or the Board.

4.06. Role of Committees. The role of each committee is limited to the matters expressly

assigned to the committee by these bylaws or by resolution of the Board of Directors, together with all matters necessarily incidental thereto. Except as otherwise expressly provided in these bylaws or by resolution of the Board of Directors, the committee does not make binding decisions on those matters. Rather, the committee makes recommendations to the Board of Directors on those matters that are to be considered by the Board of Directors.

V. MEETINGS.

5.01. Conduct of Meetings. All meetings of the Board shall be subject to the provisions of the Ralph M. Brown Act (Government Code sections 54950, *et seq.*) (“Brown Act”), the Agency Act, and these bylaws. If any inconsistency exists between the provisions of the Brown Act and these bylaws, the provisions of the Brown Act shall control.

5.02. Regular Meetings . Time and Place. The Board of Directors will establish a regular meeting date and time, which shall be not less than once each month, and shall establish a regular place for holding such meetings. Committees of the board shall meet as frequently as is necessary to fulfill the committee’s duties, but in any event, not less than quarterly. Notice and posting of agendas for regular meetings shall be pursuant to the provisions of the Brown Act.

5.03. Special Meetings. Special meetings may be called by the Board Chair at any time for a specific, announced purpose. At the request of any three Board members, the Board Chair shall call such a special meeting. Written notice of a special meeting shall be delivered to all Board members at least 48 hours in advance of any meeting. Attendance at a special meeting by any Director amounts to a waiver of any defect in the giving of notice to such Director, unless at the meeting the Director specifically objects to the holding of the meeting on the grounds of such defect. Notice and posting of agendas for special meetings shall be pursuant to the provisions of the Brown Act.

5.04. Quorum. No action shall be taken by the Board or by a committee unless a quorum is present at the meeting, except as otherwise provided herein or as allowed under *Roberts Rules of Order*. For Board of Directors meetings, a quorum shall be five members. For committees, a quorum shall be 50% of all the members of the committee, including at least one Board member.

5.05. Majority Vote. Actions of the Board shall be by a majority vote of Board members present and voting on the issue. If a Director is recused or prohibited from voting due to an actual or perceived conflict of interest under the California Political Reform Act (Government Code section 8700, *et seq.*) or Government Code section 1090, *et seq.*, the Director shall leave the dais and the Board chambers, and his or her presence shall not be counted towards a quorum. If the recusal of a Director on a certain item will upset the quorum, such item shall be trailed to the end of the meeting and continued to a future meeting when a quorum can be obtained. The presence of any Director who otherwise abstains from voting shall be counted for purposes of determining a quorum, but the vote of such abstaining members shall not be counted either for or against a measure in determining whether a majority vote has been obtained.

5.06. Minutes. A record of proceedings of all minutes of the Board of Directors and of

committees of the Board shall be kept on file with the Agency.

5.07. Public Meetings. All meetings of the Board of Directors shall be open to the public, unless otherwise provided by law.

5.08. Voting. Voting on all motions and resolutions of the Board of Directors shall be by voice vote, calling for ayes and noes, except that if any member of the Board or the Secretary requests a roll call vote, either before or after the voice vote is taken, then the vote shall be by roll call.

5.09. Agendas of Regular Meetings. At least 72 hours before regular meetings, an agenda shall be posted at the Directors regular place of posting that contains a brief description of each item of business to be transacted or discussed at the meeting.

5.10. Time for Public Comment.

(a) The Chair shall provide an opportunity for members of the public to address the Directors on any agenda item of interest to the public, before or during the Directors consideration of the item. The Chair may limit the time allowed for each person to speak. Public participation need not be allowed on discussions of procedural issues, such as continuances, the order in which agenda items will be considered, and the like, and public participation need not be allowed on items which are presented by Staff to the Directors for information only.

(b) The agenda for each regular meeting will include a regular time near the beginning of the agenda to receive public comment on items that are within the jurisdiction of the Directors and are not otherwise discussed at the meeting. The Directors are not required to respond to any issues raised during the public comment period, and may not take any action on such issues other than to refer the item to Staff or schedule action for a future agenda.

5.11. Non-agenda Items. The Directors may take no action on any item not previously placed on the agenda except in the following situations:

(a) The Directors determine by a majority vote that an emergency situation exists. An emergency situation means work stoppage or other activity which severely impairs health, safety, or both, or a crippling disaster which severely impairs public health, safety, or both.

(b) The Directors determine by a vote of at least two-thirds of the authorized number of Directors, or if less than two-thirds of the authorized number of members are present, that the need to take action arose after the agenda was posted.

(c) The item was continued from a prior meeting held less than five days before the current meeting, and the item was properly placed on the agenda for the previous meeting.

5.12. Roberts Rules of Order. Except as otherwise provided in these bylaws or in rules and regulations adopted by the Directors, all meetings of the Directors shall be conducted pursuant to *Roberts Rules of Order*.

5.13. Hearing Procedure. All hearings shall be conducted by the Chair in the manner provided by law. All hearings of the Directors shall be open for public participation. When a proposal is being considered by the Directors, the public hearing will be opened when the Chair introduces the item for consideration by the Directors. The sequence of events relating to any proposal shall be as follows:

1. By reference to the agenda, the Chair announces the proposal to be heard or considered.
2. The General Manager or his or her designee presents the Staff report to the Directors.
3. The General Manager or his or her designee presents or summarizes any additional messages or communications regarding that proposal.
4. The Chair inquires if Directors have any questions of Staff.
5. The Board may ask all audience members who address the Board to volunteer their name and business or residence address before speaking; however, such information is not mandatory.
6. The Chair asks if there are any proponents in the audience who wish to be heard.
7. The proponents then may address the Board.
8. Following the proponents' remarks, the Chair asks for opponents to be heard.
9. The opponents then address the Board.
10. The Chair may ask for a brief period for rebuttal from proponents following opponents being heard.
11. After the public has been heard, the Chair will entertain a motion to close the public hearing.
12. Following successful passage of the motion to close the public hearing, the discussion will be limited to the Directors.
13. The hearing ends with an action to approve or deny the proposal by vote of the Board.
14. The Chair may alter the order specified above, if the Chair believes such change in the order would facilitate the hearing process.

5.14. Continuance and Adjournment. The Directors may continue any item to another meeting specified in the order of continuance, may adjourn any meeting without specifying a new meeting date, and may adjourn any meeting to a time and place specified in the order of

adjournment. Less than a quorum may so continue an item or adjourn a meeting. If all members are absent from any meeting, the Secretary may so adjourn the meeting, and shall provide notice of any new meeting date and time as required by law.

VI. ADOPTION AND AMENDMENT OF BYLAWS.

6.01 These bylaws shall be adopted by resolution, approved by a majority of the Directors. The bylaws may be amended at any properly noticed meeting, by resolution approved by a majority of the Directors.

Upon motion by Director_____, seconded by Director _____, these bylaws were amended to read as above on **February 20, 2024**, by the following votes:

Ayes:

Noes:

Abstain:

Absent:

Attest: I certify that the within instrument is a true and complete copy of the original Bylaws of the Board of Directors of the Monterey County Water Resources Agency on file within this office.

Dated:

Ara Azhderian
General Manager

History: Adopted 12/19/91; amended: 1/13/92, 9/14/92, 10/12/92, 10/26/92, 3/29/93, 5/9/94, 10/28/96, 4/25/16, 9/19/16, 11/19/18, 5/20/19, and 2/20/24



***Before the Board of Directors of the Monterey County Water Resources Agency
County of Monterey, State of California***

RESOLUTION No. _____

**Resolution Amending the Bylaws)
of the Monterey County Water Resources Agency)
Board of Directors concerning Board member)
Participation on standing and advisory committees)**

WHEREAS, the Monterey County Water Resources Agency exists under the Monterey County Water Resources Agency Act (Water Code Appendix Chapter 52; Stat. 1990, c. 1159) (the “Agency Act”);

WHEREAS, Section 66 of the Agency Act provides that the Directors shall adopt Bylaws for the conduct of their business and shall establish standing committees comprised of Board members; and

WHEREAS, the Bylaws require the Chair to be an ex officio member of all committees with the right to vote, including: Finance, Planning, Personnel/Administration, Reservoir Operations Advisory Committee, and the Basin Management Advisory Committee; and

WHEREAS, the Board of Directors seek to amend the Bylaws to remove the requirement that the Chair of the Board of Directors serve as an ex officio member on all committees, while providing the Chair discretion to serve on committees, and continuing to allow other Board members to sit on the committees.

NOW, THEREFORE, BE IT RESOLVED by the Monterey County Water Resources Agency Board of Directors hereby amends its Bylaws as reflected in Attachment 1.

PASSED AND ADOPTED on this **20th** day of **February 2024**, by the following vote, to-wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

BY: Mike LeBarre, Chair
Board of Directors

ATTEST: Ara Azhderian
 General Manager



County of Monterey

Item No.4

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAPL 24-009

February 07, 2024

Introduced: 2/1/2024

Current Status: Draft

Version: 1

Matter Type: WRA Planning Item

Consider recommending to the Monterey County Water Resources Agency Board of Directors to include funding for Interlake Tunnel Project Development, in the recommended budget for fiscal-year 2024-2025.

RECOMMENDATION:

Recommend to the Monterey County Water Resources Agency Board of Directors to include funding for Interlake Tunnel Project development, in the recommended budget for fiscal-year 2024-2025.

SUMMARY/DISCUSSION:

Work on the Interlake Tunnel and San Antonio Spillway Modification project (ILT) began in 2014. To date, \$11.84M has been spent with \$2.58M coming from the County of Monterey and the remaining \$9.26M coming from a grant from the California Department of Water Resources. Design work is 60% complete. Currently, the remaining grant funded deliverables are a Draft Engineer's Report, a Draft Environmental Impact Report, and documentation related to easements, environmental permitting, and water rights change petitions. The deliverables will be completed prior to the current 2024 fiscal-year ending on June 30, 2024. As of now, there is no approved funding to carry on the ILT work. Therefore, staff has developed three potential options for next steps and is seeking guidance from the Agency's Board of Directors.

OPTION 1: The Agency could budget \$50,000 from Fund 130 (Hydroelectric Funds) for staff time to pursue alternative funding sources for ILT project and will suspend other work on the ILT until an alternative funding source is identified. The Agency has been working with the Natural Resources Conservation Service to explore potential eligibility for funding under the federal PL-566 Watershed and Flood Prevention Operations (WFPO) Program. WFPO could potentially bring up-to 75% of project funding if several federal criteria are met. Additionally, the Agency would continue to seek state grant funding and advocate for project funding under one of the four state water, flood, and climate change bonds currently being considered by the legislature. This funding represents a minimal level of effort by staff and little consulting support.

OPTION 2: The Agency could budget \$150,000 from Fund 130 (Hydroelectric Funds) to continue design, environmental permitting, and water rights change petitions. The funding would also support engagement in a potential NRCS process if the ILT were deemed eligible for PL-566 funding. This funding represents a low level of effort by staff and little consulting support and legal support.

OPTION 3: The Agency could budget \$350,000 from Fund 130 (Hydroelectric Funds) to support work proposed under Option 2 as well as certifying the Final Environmental Impact Report and finalizing the Agency's water rights change petitions. This funding represents a moderate level of effort by staff with some consulting technical and legal support.

RECOMMENDATION: Staff recommends Option 3. The Agency has invested significant time and resources in the development of ILT. While many questions remain, the project, at this stage, retains a positive cost to benefit ratio. Continued investment in the project will allow for more informed decision making about its ultimate fate in the future.

OTHER AGENCY INVOLVEMENT:

County of Monterey, California Department of Water Resources

FINANCING:

All three options could be funded by Fund 130, Hydroelectric Revenue with a range of \$50,000 to \$350,000

Prepared by: Ara Azhderian, General Manager

Attachments:

1. none



County of Monterey

Item No.4

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAPL 24-009

February 07, 2024

Introduced: 2/1/2024

Current Status: Draft

Version: 1

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OTHER AGENCY INVOLVEMENT:

County of Monterey, California Department of Water Resources

FINANCING:

All three options could be funded by Fund 130, Hydroelectric Revenue with a range of \$50,000 to \$350,000

Prepared by: Ara Azhderian, General Manager

Attachments:

1. none



County of Monterey

Item No.5

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAPL 24-004

February 07, 2024

Introduced: 2/1/2024

Current Status: Draft

Version: 1

Matter Type: WRA Planning Item

Agency Compensation Philosophy Update. (Staff Presenting; Ara Azhderian)



County of Monterey

Item No.6

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAPL 24-005

February 07, 2024

Introduced: 2/1/2024

Current Status: Draft

Version: 1

Matter Type: WRA Planning Item

Salinas River Maintenance Update. (Staff Presenting; Ara Azhderian)



County of Monterey

Item No.7

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAPL 24-006

February 07, 2024

Introduced: 2/1/2024

Current Status: Draft

Version: 1

Matter Type: WRA Planning Item

Review of January 2024 Strategic Planning Update Meeting. (Staff Presenting; Shaunna Murray)



County of Monterey

Item No.8

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAPL 24-007

February 07, 2024

Introduced: 2/1/2024

Current Status: Draft

Version: 1

Matter Type: WRA Planning Item

Discuss development of staff survey related to the Agency and General Manager. (Staff Presenting; Shaunna Murray)



County of Monterey

Item No.9

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: WRAPL 24-002

February 07, 2024

Introduced: 1/29/2024

Current Status: Draft

Version: 1

Matter Type: WRA Planning Item

Set next meeting date and discuss future agenda items.