

Monterey County

*Board Chambers
168 W. Alisal Street
Salinas, CA 93901*



Meeting Agenda

Monday, December 6, 2021

9:00 AM

**SPECIAL MEETING - REVISED AGENDA
HOSPITALITY PAVILION, LAGUNA SECA RACEWAY
IMPORTANT COVID-19 NOTICE ON PAGE 2-4
AVISO IMPORTANTE SOBRE COVID-19 EN LA PAGINA 2-4
Water Resources Agency Board of Directors**

*John Baillie, Chair
Mike LeBarre, Vice Chair
Mark Gonzalez
Deidre Sullivan
Ken Ekelund
Mike Scattini
Jason Smith
Matt Simis
Marvin Borzini*

All county residents are reminded to continue to follow state face covering requirements (<https://covid19.ca.gov/masks-and-ppe/>) and that Monterey County's Health Officer strongly recommends residents wear face coverings in indoor public settings to help reduce virus transmission. Monterey County requires that face coverings be worn in all county worksites and facilities by both employees and members of the public (with limited exceptions).

This special meeting will be held in-person only, and there will not be an opportunity for remote participation given technological constraints of the location.

If you choose not to attend the Board of Directors meeting but wish to make a comment on a specific agenda item, please submit your comment via email by 5:00 p.m. on the Friday before the meeting. Please submit your comment to the Secretary of the Board at WRAPubliccomment@co.monterey.ca.us. In an effort to assist the Secretary in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (e.g., Board of Directors Agenda) and item number (e.g., Item No. 10). Your comment will be placed into the record at the Board meeting.

Se recuerda a todos los residentes del condado que continúen cumpliendo los requisitos estatales de cobertura facial (<https://covid19.ca.gov/masks-and-ppe/>) y que el Oficial de Salud del Condado de Monterey recomienda encarecidamente a los residentes que se cubran la cara en entornos públicos interiores para ayudar a reducir transmisión del virus. El condado de Monterey requiere que tanto los empleados como el público utilicen cubiertas para la cara en todos los lugares de trabajo e instalaciones del condado (con limitadas excepciones).

Esta reunión especial se llevará a cabo solo en persona y no habrá oportunidad de participación remota debido a las limitaciones tecnológicas del lugar.

Si decide no asistir a la reunión de la Junta Directiva pero desea hacer un comentario sobre un tema específico de la agenda, envíe su comentario por correo electrónico antes de las 5:00 p.m. el viernes anterior a la reunión. Envíe su comentario al Secretario de la Junta a WRAPubliccomment@co.monterey.ca.us. En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, por favor indique en la Línea de Asunto, el cuerpo de la reunión (por ejemplo, la Agenda de la Junta de Directores) y el número del ítem (por ejemplo, el Ítem No. 10). Su comentario se colocará en el registro en la reunión de la Junta.

Call to Order at 9:00 A.M.

Roll Call

Public Comment

Consent Calendar

1. ~~Consider receiving a report on the status of AB 361 and the requirements for continued remote meetings after October 1, 2021.~~
Consider finding, pursuant to AB 361 and in order for the Monterey County Water Resources Agency Board of Directors and its standing subcommittees (Personnel & Administration, Finance, and Planning) to continue to meet remotely, that the COVID-19 pandemic state of emergency declared by Governor Newsom is still in effect; the Board and subcommittees have reconsidered the circumstances of the state of emergency; and the Monterey County Health Officer continues to recommend social distancing measures for meetings of the legislative bodies.

Attachments: [Board Report - Revised](#)
 [AB 361](#)
 [Monterey County Health Officer Recommendation](#)
 [Board Order](#)

Scheduled Items

2. Receive a presentation concerning progress on the Monterey County Water Resources Agency's 2020 Strategic Plan; receive input from staff and stakeholders; and discuss and provide direction to staff.

Attachments: [Board Report](#)
 [MCWRA Strategic Plan Dec. 2020](#)
 [MCWRA BOD Workbook](#)
 [Board Order](#)

Adjournment

Addendum to the Agenda

A correction was made to Agenda Item No. 1:

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Consider finding, pursuant to AB 361 and in order for the Monterey County Water Resources Agency Board of Directors and its standing subcommittees (Personnel & Administration, Finance, and Planning) to continue to meet remotely, that the COVID-19 pandemic state of emergency declared by Governor Newsom is still in effect; the Board and subcommittees have reconsidered the circumstances of the state of emergency; and the Monterey County Health Officer continues to recommend social distancing measures for meetings of the legislative bodies.



Monterey County

Item No.1

Board Report

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

Legistar File Number: WRAG 21-193

December 06, 2021

Introduced: 11/19/2021

Current Status: Agenda Ready

Version: 1

Matter Type: WR General Agenda

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RECOMMENDATION:

It is recommended that the Monterey County Water Resources Agency Board of Directors:

~~Receive a report on the status of AB 361 and the requirements for continued remote meetings after October 1, 2021.~~

Finds, pursuant to AB 361 and in order for the Monterey County Water Resources Agency Board of Directors and its standing subcommittees (Personnel & Administration, Finance, and Planning) to continue to meet remotely, that the COVID-19 pandemic state of emergency declared by Governor Newsom is still in effect; the Board and subcommittees have reconsidered the circumstances of the state of emergency; and the Monterey County Health Officer continues to recommend social distancing measures for meetings of the legislative bodies.

SUMMARY:

On September 16, 2021, Governor Newsom signed AB 361 (copy enclosed as Attachment A). This legislation amends the Brown Act to allow meeting bodies subject to the Brown Act to meet via teleconference during a proclaimed state of emergency in accordance with teleconference procedures established by AB 361 rather than under the Brown Act's more narrow standard rules for participation in a meeting by teleconference. The Monterey County Health Officer has issued a recommendation for social distancing in legislative body meetings (enclosed as Attachment B), so the first meeting after September 30, 2021, may be held without making findings. If the Monterey County Water Resources Agency Board of Directors (MCWRA BOD) desires to continue to meet remotely via teleconference after its first meeting on October 18, 2021, the MCWRA BOD is required to make certain findings under AB 361 no later than 30 days after the first teleconference meeting held pursuant to AB 361, and every 30 days thereafter. All MCWRA BOD subcommittees must also take these actions to continue to meet remotely.

DISCUSSION:

On March 4, 2020, Governor Newsom issued a Proclamation of State of Emergency in response to the COVID-19 pandemic. That proclamation remains in effect. As a result of the state of emergency, the Governor issued executive orders that waived the normally strict provisions of the Brown Act relating to holding and participating in meetings via teleconferencing. Executive Order N-29-20 allowed bodies subject to the Brown Act to meet without a physical meeting location, so long as various requirements were met, including providing the public the opportunity to observe and participate in the meeting telephonically or electronically. Executive Order No. N-08-21 extended the suspension of the Brown Act's normal teleconferencing rules through September 30, 2021.

On September 16, 2021, the Governor signed AB 361, urgency legislation which took effect immediately. AB 361 amended Government Code section 54953 to address holding meetings subject to the Brown Act via teleconference during a declared state of emergency. The amended Section 54953 takes the place of the provisions of the prior executive orders related to teleconferencing, except that Governor Newsom has subsequently clarified that requirements related to public meetings of local legislative bodies set forth in Executive Order N-08-21 would continue to govern through September 30, 2021, so long as notice of the public meeting is provided, and the public has the opportunity to observe and participate in the meeting as required by AB 361. AB 361 allows a board, commission or committee subject to the Brown Act, called "legislative bodies" under the Brown Act, to meet via teleconference without following the normal Brown Act teleconference rules if any of the following circumstances exist:

- A) The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing. [or]
 - (B) The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees. [or]
 - (C) The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, pursuant to subparagraph (B), that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.
- (Gov. Code § 54953(e)(1) [AB 361, p. 9].)

If the meeting is held via teleconference under these provisions, the legislative body must meet certain requirements under AB 361, including providing public access to the meeting and opportunity for the public to address the members of the legislative body.

AB 361 also requires periodic review of the determination to continue to meet via teleconference. If the state of emergency is still active, or if "state or local officials have imposed or recommended measures to promote social distancing," then no later than 30 days after meeting via teleconference for the first time pursuant to AB 361, the body must make a finding that the body "has reconsidered the circumstances of the state of emergency" and further find that "[a]ny of the following circumstances exist: (i) The state of emergency continues to directly impact the ability of the members to meet safely in person. (ii) State or local officials continue to impose or recommend measures to promote social distancing." (Gov. Code § 54953(e)(3) [AB 361, p. 11].)

The Monterey County Health Officer has issued a recommendation for social distancing during

legislative body meetings. Therefore, so long as that recommendation is in place, MCWRA BOD's October 18, 2021 meeting may occur without the need to make any findings. However, every 30 days after this meeting the MCWRA BOD will be required to make the requisite findings if it wants to continue to meet remotely. If the findings are not timely made, the MCWRA BOD will be required to meet in person to make findings to return to remote meetings.

All of above holds true for MCWRA BOD subcommittee meetings that are subject to the Brown Act. If after the first meeting after September 30, 2021, the subcommittee wants to meet remotely the body will have to adopt the requisite findings. If the findings are not timely made, the MCWRA BOD subcommittee will be required to meet in person to make findings to return to remote meetings.

Finally, the teleconference rules of AB 361 are operative only so long as the Governor's proclamation of statewide emergency is in place; once that proclamation is terminated, the MCWRA BOD must either meet in person or utilize the normal Brown Act rules for teleconferencing (teleconference location open to the public and agenda posted).

Approved by: Brent Buche, General Manager (831) 755-4860

Attachments:

1. AB 361
2. Monterey County Health Officer Recommendation
3. Board Order



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DISCUSSION:

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On September 16, 2021, the Governor signed AB 361, urgency legislation which took effect immediately. AB 361 amended Government Code section 54953 to address holding meetings subject to the Brown Act via teleconference during a declared state of emergency. The amended Section 54953 takes the place of the provisions of the prior executive orders related to teleconferencing, except that Governor Newsom has subsequently clarified that requirements related to public meetings of local legislative bodies set forth in Executive Order N-08-21 would continue to govern through September 30, 2021, so long as notice of the public meeting is provided, and the public has the opportunity to observe and participate in the meeting as required by AB 361. AB 361 allows a board, commission or committee subject to the Brown Act, called "legislative bodies" under the Brown Act, to meet via teleconference without following the normal Brown Act teleconference rules if any of the following circumstances exist:

- A) The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing. [or]
 - (B) The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees. [or]
 - (C) The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, pursuant to subparagraph (B), that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.
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If the meeting is held via teleconference under these provisions, the legislative body must meet certain requirements under AB 361, including providing public access to the meeting and opportunity for the public to address the members of the legislative body.

AB 361 also requires periodic review of the determination to continue to meet via teleconference. If the state of emergency is still active, or if "state or local officials have imposed or recommended measures to promote social distancing," then no later than 30 days after meeting via teleconference for the first time pursuant to AB 361, the body must make a finding that the body "has reconsidered the circumstances of the state of emergency" and further find that "[a]ny of the following circumstances exist: (i) The state of emergency continues to directly impact the ability of the members to meet safely in person. (ii) State or local officials continue to impose or recommend measures to promote social distancing." (Gov. Code § 54953(e)(3) [AB 361, p. 11].)

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All of above holds true for MCWRA BOD subcommittee meetings that are subject to the Brown Act. If after the first meeting after September 30, 2021, the subcommittee wants to meet remotely the body will have to adopt the requisite findings. If the findings are not timely made, the MCWRA BOD subcommittee will be required to meet in person to make findings to return to remote meetings.

Finally, the teleconference rules of AB 361 are operative only so long as the Governor's proclamation of statewide emergency is in place; once that proclamation is terminated, the MCWRA BOD must either meet in person or utilize the normal Brown Act rules for teleconferencing (teleconference location open to the public and agenda posted).

Approved by: Brent Buche, General Manager (831) 755-4860

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AB-361 Open meetings: state and local agencies: teleconferences. (2021-2022)

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Date Published: 09/17/2021 09:00 PM

Assembly Bill No. 361

CHAPTER 165

An act to add and repeal Section 89305.6 of the Education Code, and to amend, repeal, and add Section 54953 of, and to add and repeal Section 11133 of, the Government Code, relating to open meetings, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor September 16, 2021. Filed with Secretary of State September 16, 2021.]

LEGISLATIVE COUNSEL'S DIGEST

AB 361, Robert Rivas. Open meetings: state and local agencies: teleconferences.

(1) Existing law, the Ralph M. Brown Act requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. The act contains specified provisions regarding the timelines for posting an agenda and providing for the ability of the public to directly address the legislative body on any item of interest to the public. The act generally requires all regular and special meetings of the legislative body be held within the boundaries of the territory over which the local agency exercises jurisdiction, subject to certain exceptions. The act allows for meetings to occur via teleconferencing subject to certain requirements, particularly that the legislative body notice each teleconference location of each member that will be participating in the public meeting, that each teleconference location be accessible to the public, that members of the public be allowed to address the legislative body at each teleconference location, that the legislative body post an agenda at each teleconference location, and that at least a quorum of the legislative body participate from locations within the boundaries of the local agency's jurisdiction. The act provides an exemption to the jurisdictional requirement for health authorities, as defined. The act authorizes the district attorney or any interested person, subject to certain provisions, to commence an action by mandamus or injunction for the purpose of obtaining a judicial determination that specified actions taken by a legislative body are null and void.

Existing law, the California Emergency Services Act, authorizes the Governor, or the Director of Emergency Services when the governor is inaccessible, to proclaim a state of emergency under specified circumstances.

Executive Order No. N-29-20 suspends the Ralph M. Brown Act's requirements for teleconferencing during the COVID-19 pandemic provided that notice and accessibility requirements are met, the public members are allowed to observe and address the legislative body at the meeting, and that a legislative body of a local agency has a procedure for receiving and swiftly resolving requests for reasonable accommodation for individuals with disabilities, as specified.

This bill, until January 1, 2024, would authorize a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting during a declared state of emergency, as that term is defined, when state or local health officials

have imposed or recommended measures to promote social distancing, during a proclaimed state of emergency held for the purpose of determining, by majority vote, whether meeting in person would present imminent risks to the health or safety of attendees, and during a proclaimed state of emergency when the legislative body has determined that meeting in person would present imminent risks to the health or safety of attendees, as provided.

This bill would require legislative bodies that hold teleconferenced meetings under these abbreviated teleconferencing procedures to give notice of the meeting and post agendas, as described, to allow members of the public to access the meeting and address the legislative body, to give notice of the means by which members of the public may access the meeting and offer public comment, including an opportunity for all persons to attend via a call-in option or an internet-based service option, and to conduct the meeting in a manner that protects the statutory and constitutional rights of the parties and the public appearing before the legislative body. The bill would require the legislative body to take no further action on agenda items when there is a disruption which prevents the public agency from broadcasting the meeting, or in the event of a disruption within the local agency's control which prevents members of the public from offering public comments, until public access is restored. The bill would specify that actions taken during the disruption are subject to challenge proceedings, as specified.

This bill would prohibit the legislative body from requiring public comments to be submitted in advance of the meeting and would specify that the legislative body must provide an opportunity for the public to address the legislative body and offer comment in real time. The bill would prohibit the legislative body from closing the public comment period and the opportunity to register to provide public comment, until the public comment period has elapsed or until a reasonable amount of time has elapsed, as specified. When there is a continuing state of emergency, or when state or local officials have imposed or recommended measures to promote social distancing, the bill would require a legislative body to make specified findings not later than 30 days after the first teleconferenced meeting pursuant to these provisions, and to make those findings every 30 days thereafter, in order to continue to meet under these abbreviated teleconferencing procedures.

Existing law prohibits a legislative body from requiring, as a condition to attend a meeting, a person to register the person's name, or to provide other information, or to fulfill any condition precedent to the person's attendance.

This bill would exclude from that prohibition, a registration requirement imposed by a third-party internet website or other online platform not under the control of the legislative body.

(2) Existing law, the Bagley-Keene Open Meeting Act, requires, with specified exceptions, that all meetings of a state body be open and public and all persons be permitted to attend any meeting of a state body. The act requires at least one member of the state body to be physically present at the location specified in the notice of the meeting.

The Governor's Executive Order No. N-29-20 suspends the requirements of the Bagley-Keene Open Meeting Act for teleconferencing during the COVID-19 pandemic, provided that notice and accessibility requirements are met, the public members are allowed to observe and address the state body at the meeting, and that a state body has a procedure for receiving and swiftly resolving requests for reasonable accommodation for individuals with disabilities, as specified.

This bill, until January 31, 2022, would authorize, subject to specified notice and accessibility requirements, a state body to hold public meetings through teleconferencing and to make public meetings accessible telephonically, or otherwise electronically, to all members of the public seeking to observe and to address the state body. With respect to a state body holding a public meeting pursuant to these provisions, the bill would suspend certain requirements of existing law, including the requirements that each teleconference location be accessible to the public and that members of the public be able to address the state body at each teleconference location. Under the bill, a state body that holds a meeting through teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically would satisfy any requirement that the state body allow members of the public to attend the meeting and offer public comment. The bill would require that each state body that holds a meeting through teleconferencing provide notice of the meeting, and post the agenda, as provided. The bill would urge state bodies utilizing these teleconferencing procedures in the bill to use sound discretion and to make reasonable efforts to adhere as closely as reasonably possible to existing law, as provided.

(3) Existing law establishes the various campuses of the California State University under the administration of the Trustees of the California State University, and authorizes the establishment of student body organizations in

connection with the operations of California State University campuses.

The Gloria Romero Open Meetings Act of 2000 generally requires a legislative body, as defined, of a student body organization to conduct its business in a meeting that is open and public. The act authorizes the legislative body to use teleconferencing, as defined, for the benefit of the public and the legislative body in connection with any meeting or proceeding authorized by law.

This bill, until January 31, 2022, would authorize, subject to specified notice and accessibility requirements, a legislative body, as defined for purposes of the act, to hold public meetings through teleconferencing and to make public meetings accessible telephonically, or otherwise electronically, to all members of the public seeking to observe and to address the legislative body. With respect to a legislative body holding a public meeting pursuant to these provisions, the bill would suspend certain requirements of existing law, including the requirements that each teleconference location be accessible to the public and that members of the public be able to address the legislative body at each teleconference location. Under the bill, a legislative body that holds a meeting through teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically would satisfy any requirement that the legislative body allow members of the public to attend the meeting and offer public comment. The bill would require that each legislative body that holds a meeting through teleconferencing provide notice of the meeting, and post the agenda, as provided. The bill would urge legislative bodies utilizing these teleconferencing procedures in the bill to use sound discretion and to make reasonable efforts to adhere as closely as reasonably possible to existing law, as provided.

(4) This bill would declare the Legislature's intent, consistent with the Governor's Executive Order No. N-29-20, to improve and enhance public access to state and local agency meetings during the COVID-19 pandemic and future emergencies by allowing broader access through teleconferencing options.

(5) This bill would incorporate additional changes to Section 54953 of the Government Code proposed by AB 339 to be operative only if this bill and AB 339 are enacted and this bill is enacted last.

(6) The California Constitution requires local agencies, for the purpose of ensuring public access to the meetings of public bodies and the writings of public officials and agencies, to comply with a statutory enactment that amends or enacts laws relating to public records or open meetings and contains findings demonstrating that the enactment furthers the constitutional requirements relating to this purpose.

This bill would make legislative findings to that effect.

(7) Existing constitutional provisions require that a statute that limits the right of access to the meetings of public bodies or the writings of public officials and agencies be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.

This bill would make legislative findings to that effect.

(8) This bill would declare that it is to take effect immediately as an urgency statute.

Vote: 2/3 Appropriation: no Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 89305.6 is added to the Education Code, to read:

89305.6. (a) Notwithstanding any other provision of this article, and subject to the notice and accessibility requirements in subdivisions (d) and (e), a legislative body may hold public meetings through teleconferencing and make public meetings accessible telephonically, or otherwise electronically, to all members of the public seeking to observe and to address the legislative body.

(b) (1) For a legislative body holding a public meeting through teleconferencing pursuant to this section, all requirements in this article requiring the physical presence of members, the clerk or other personnel of the legislative body, or the public, as a condition of participation in or quorum for a public meeting, are hereby suspended.

(2) For a legislative body holding a public meeting through teleconferencing pursuant to this section, all of the following requirements in this article are suspended:

(A) Each teleconference location from which a member will be participating in a public meeting or proceeding be identified in the notice and agenda of the public meeting or proceeding.

(B) Each teleconference location be accessible to the public.

(C) Members of the public may address the legislative body at each teleconference conference location.

(D) Post agendas at all teleconference locations.

(E) At least one member of the legislative body be physically present at the location specified in the notice of the meeting.

(c) A legislative body that holds a meeting through teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically, consistent with the notice and accessibility requirements in subdivisions (d) and (e), shall have satisfied any requirement that the legislative body allow members of the public to attend the meeting and offer public comment. A legislative body need not make available any physical location from which members of the public may observe the meeting and offer public comment.

(d) If a legislative body holds a meeting through teleconferencing pursuant to this section and allows members of the public to observe and address the meeting telephonically or otherwise electronically, the legislative body shall also do both of the following:

(1) Implement a procedure for receiving and swiftly resolving requests for reasonable modification or accommodation from individuals with disabilities, consistent with the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), and resolving any doubt whatsoever in favor of accessibility.

(2) Advertise that procedure each time notice is given of the means by which members of the public may observe the meeting and offer public comment, pursuant to paragraph (2) of subdivision (e).

(e) Except to the extent this section provides otherwise, each legislative body that holds a meeting through teleconferencing pursuant to this section shall do both of the following:

(1) Give advance notice of the time of, and post the agenda for, each public meeting according to the timeframes otherwise prescribed by this article, and using the means otherwise prescribed by this article, as applicable.

(2) In each instance in which notice of the time of the meeting is otherwise given or the agenda for the meeting is otherwise posted, also give notice of the means by which members of the public may observe the meeting and offer public comment. As to any instance in which there is a change in the means of public observation and comment, or any instance prior to the effective date of this section in which the time of the meeting has been noticed or the agenda for the meeting has been posted without also including notice of the means of public observation and comment, a legislative body may satisfy this requirement by advertising the means of public observation and comment using the most rapid means of communication available at the time. Advertising the means of public observation and comment using the most rapid means of communication available at the time shall include, but need not be limited to, posting such means on the legislative body's internet website.

(f) All legislative bodies utilizing the teleconferencing procedures in this section are urged to use sound discretion and to make reasonable efforts to adhere as closely as reasonably possible to the otherwise applicable provisions of this article, in order to maximize transparency and provide the public access to legislative body meetings.

(g) This section shall remain in effect only until January 31, 2022, and as of that date is repealed.

SEC. 2. Section 11133 is added to the Government Code, to read:

11133. (a) Notwithstanding any other provision of this article, and subject to the notice and accessibility requirements in subdivisions (d) and (e), a state body may hold public meetings through teleconferencing and make public meetings accessible telephonically, or otherwise electronically, to all members of the public seeking to observe and to address the state body.

(b) (1) For a state body holding a public meeting through teleconferencing pursuant to this section, all requirements in this article requiring the physical presence of members, the clerk or other personnel of the state body, or the public, as a condition of participation in or quorum for a public meeting, are hereby suspended.

(2) For a state body holding a public meeting through teleconferencing pursuant to this section, all of the following requirements in this article are suspended:

(A) Each teleconference location from which a member will be participating in a public meeting or proceeding be identified in the notice and agenda of the public meeting or proceeding.

(B) Each teleconference location be accessible to the public.

(C) Members of the public may address the state body at each teleconference conference location.

(D) Post agendas at all teleconference locations.

(E) At least one member of the state body be physically present at the location specified in the notice of the meeting.

(c) A state body that holds a meeting through teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically, consistent with the notice and accessibility requirements in subdivisions (d) and (e), shall have satisfied any requirement that the state body allow members of the public to attend the meeting and offer public comment. A state body need not make available any physical location from which members of the public may observe the meeting and offer public comment.

(d) If a state body holds a meeting through teleconferencing pursuant to this section and allows members of the public to observe and address the meeting telephonically or otherwise electronically, the state body shall also do both of the following:

(1) Implement a procedure for receiving and swiftly resolving requests for reasonable modification or accommodation from individuals with disabilities, consistent with the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), and resolving any doubt whatsoever in favor of accessibility.

(2) Advertise that procedure each time notice is given of the means by which members of the public may observe the meeting and offer public comment, pursuant to paragraph (2) of subdivision (e).

(e) Except to the extent this section provides otherwise, each state body that holds a meeting through teleconferencing pursuant to this section shall do both of the following:

(1) Give advance notice of the time of, and post the agenda for, each public meeting according to the timeframes otherwise prescribed by this article, and using the means otherwise prescribed by this article, as applicable.

(2) In each instance in which notice of the time of the meeting is otherwise given or the agenda for the meeting is otherwise posted, also give notice of the means by which members of the public may observe the meeting and offer public comment. As to any instance in which there is a change in the means of public observation and comment, or any instance prior to the effective date of this section in which the time of the meeting has been noticed or the agenda for the meeting has been posted without also including notice of the means of public observation and comment, a state body may satisfy this requirement by advertising the means of public observation and comment using the most rapid means of communication available at the time. Advertising the means of public observation and comment using the most rapid means of communication available at the time shall include, but need not be limited to, posting such means on the state body's internet website.

(f) All state bodies utilizing the teleconferencing procedures in this section are urged to use sound discretion and to make reasonable efforts to adhere as closely as reasonably possible to the otherwise applicable provisions of this article, in order to maximize transparency and provide the public access to state body meetings.

(g) This section shall remain in effect only until January 31, 2022, and as of that date is repealed.

SEC. 3. Section 54953 of the Government Code is amended to read:

54953. (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency, except as otherwise provided in this chapter.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all

otherwise applicable requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. All votes taken during a teleconferenced meeting shall be by rollcall.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations and conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivisions (d) and (e). The agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3 at each teleconference location.

(4) For the purposes of this section, "teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both. Nothing in this section shall prohibit a local agency from providing the public with additional teleconference locations.

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) (1) A local agency may use teleconferencing without complying with the requirements of paragraph (3) of subdivision (b) if the legislative body complies with the requirements of paragraph (2) of this subdivision in any of the following circumstances:

(A) The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing.

(B) The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

(C) The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, pursuant to subparagraph (B), that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

(2) A legislative body that holds a meeting pursuant to this subdivision shall do all of the following:

(A) The legislative body shall give notice of the meeting and post agendas as otherwise required by this chapter.

(B) The legislative body shall allow members of the public to access the meeting and the agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3. In each instance in which notice of the time of the teleconferenced meeting is otherwise given or the agenda for the meeting is otherwise posted, the legislative body shall also give notice of the means by which members of the public may access the meeting and offer public comment. The agenda shall identify and include an opportunity for all persons to attend via a call-in option or an internet-based service option. This subparagraph shall not be construed to require the legislative body to provide a physical location from which the public may attend or comment.

(C) The legislative body shall conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties and the public appearing before the legislative body of a local agency.

(D) In the event of a disruption which prevents the public agency from broadcasting the meeting to members of the public using the call-in option or internet-based service option, or in the event of a disruption within the local agency's control which prevents members of the public from offering public comments using the call-in option or internet-based service option, the body shall take no further action on items appearing on the meeting agenda until public access to the meeting via the call-in option or internet-based service option is restored. Actions taken on agenda items during a disruption which prevents the public agency from broadcasting the meeting may be challenged pursuant to Section 54960.1.

(E) The legislative body shall not require public comments to be submitted in advance of the meeting and must provide an opportunity for the public to address the legislative body and offer comment in real time. This subparagraph shall not be construed to require the legislative body to provide a physical location from which the public may attend or comment.

(F) Notwithstanding Section 54953.3, an individual desiring to provide public comment through the use of an internet website, or other online platform, not under the control of the local legislative body, that requires registration to log in to a teleconference may be required to register as required by the third-party internet website or online platform to participate.

(G) (i) A legislative body that provides a timed public comment period for each agenda item shall not close the public comment period for the agenda item, or the opportunity to register, pursuant to subparagraph (F), to provide public comment until that timed public comment period has elapsed.

(ii) A legislative body that does not provide a timed public comment period, but takes public comment separately on each agenda item, shall allow a reasonable amount of time per agenda item to allow public members the opportunity to provide public comment, including time for members of the public to register pursuant to subparagraph (F), or otherwise be recognized for the purpose of providing public comment.

(iii) A legislative body that provides a timed general public comment period that does not correspond to a specific agenda item shall not close the public comment period or the opportunity to register, pursuant to subparagraph (F), until the timed general public comment period has elapsed.

(3) If a state of emergency remains active, or state or local officials have imposed or recommended measures to promote social distancing, in order to continue to teleconference without compliance with paragraph (3) of subdivision (b), the legislative body shall, not later than 30 days after teleconferencing for the first time pursuant to subparagraph (A), (B), or (C) of paragraph (1), and every 30 days thereafter, make the following findings by majority vote:

(A) The legislative body has reconsidered the circumstances of the state of emergency.

(B) Any of the following circumstances exist:

(i) The state of emergency continues to directly impact the ability of the members to meet safely in person.

(ii) State or local officials continue to impose or recommend measures to promote social distancing.

(4) For the purposes of this subdivision, "state of emergency" means a state of emergency proclaimed pursuant to Section 8625 of the California Emergency Services Act (Article 1 (commencing with Section 8550) of Chapter 7 of Division 1 of Title 2).

(f) This section shall remain in effect only until January 1, 2024, and as of that date is repealed.

SEC. 3.1. Section 54953 of the Government Code is amended to read:

54953. (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency in person, except as otherwise provided in this chapter. Local agencies shall conduct meetings subject to this chapter consistent with applicable state and federal civil rights laws, including, but not limited to, any applicable language access and other nondiscrimination obligations.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all otherwise applicable requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. All votes taken during a teleconferenced meeting shall be by rollcall.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations and conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivisions (d) and (e). The agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3 at each teleconference location.

(4) For the purposes of this section, "teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both. Nothing in this section shall prohibit a local agency from providing the public with additional teleconference locations.

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) (1) A local agency may use teleconferencing without complying with the requirements of paragraph (3) of subdivision (b) if the legislative body complies with the requirements of paragraph (2) of this subdivision in any of the following circumstances:

(A) The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing.

(B) The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

(C) The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, pursuant to subparagraph (B), that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

(2) A legislative body that holds a meeting pursuant to this subdivision shall do all of the following:

(A) The legislative body shall give notice of the meeting and post agendas as otherwise required by this chapter.

(B) The legislative body shall allow members of the public to access the meeting and the agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3. In each instance in which notice of the time of the teleconferenced meeting is otherwise given or the agenda for the meeting is otherwise posted, the legislative body shall also give notice of the means by which members of the public may access the meeting and offer public comment. The agenda shall identify and include an opportunity for all persons to attend via a call-in option or an internet-based service option. This subparagraph shall not be construed to require the legislative body to provide a physical location from which the public may attend or comment.

(C) The legislative body shall conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties and the public appearing before the legislative body of a local agency.

(D) In the event of a disruption which prevents the public agency from broadcasting the meeting to members of the public using the call-in option or internet-based service option, or in the event of a disruption within the local agency's control which prevents members of the public from offering public comments using the call-in option or internet-based service option, the body shall take no further action on items appearing on the meeting agenda until public access to the meeting via the call-in option or internet-based service option is restored. Actions taken on agenda items during a disruption which prevents the public agency from broadcasting the meeting may be challenged pursuant to Section 54960.1.

(E) The legislative body shall not require public comments to be submitted in advance of the meeting and must provide an opportunity for the public to address the legislative body and offer comment in real time. This subparagraph shall not be construed to require the legislative body to provide a physical location from which the public may attend or comment.

(F) Notwithstanding Section 54953.3, an individual desiring to provide public comment through the use of an internet website, or other online platform, not under the control of the local legislative body, that requires registration to log in to a teleconference may be required to register as required by the third-party internet website or online platform to participate.

(G) (i) A legislative body that provides a timed public comment period for each agenda item shall not close the public comment period for the agenda item, or the opportunity to register, pursuant to subparagraph (F), to provide public comment until that timed public comment period has elapsed.

(ii) A legislative body that does not provide a timed public comment period, but takes public comment separately on each agenda item, shall allow a reasonable amount of time per agenda item to allow public members the opportunity to provide public comment, including time for members of the public to register pursuant to subparagraph (F), or otherwise be recognized for the purpose of providing public comment.

(iii) A legislative body that provides a timed general public comment period that does not correspond to a specific agenda item shall not close the public comment period or the opportunity to register, pursuant to subparagraph (F), until the timed general public comment period has elapsed.

(3) If a state of emergency remains active, or state or local officials have imposed or recommended measures to promote social distancing, in order to continue to teleconference without compliance with paragraph (3) of subdivision (b), the legislative body shall, not later than 30 days after teleconferencing for the first time pursuant to subparagraph (A), (B), or (C) of paragraph (1), and every 30 days thereafter, make the following findings by majority vote:

(A) The legislative body has reconsidered the circumstances of the state of emergency.

(B) Any of the following circumstances exist:

(i) The state of emergency continues to directly impact the ability of the members to meet safely in person.

(ii) State or local officials continue to impose or recommend measures to promote social distancing.

(4) For the purposes of this subdivision, "state of emergency" means a state of emergency proclaimed pursuant to Section 8625 of the California Emergency Services Act (Article 1 (commencing with Section 8550) of Chapter 7 of Division 1 of Title 2).

(f) This section shall remain in effect only until January 1, 2024, and as of that date is repealed.

SEC. 4. Section 54953 is added to the Government Code, to read:

54953. (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency, except as otherwise provided in this chapter.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. All votes taken during a teleconferenced meeting shall be by rollcall.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations and conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivision (d). The agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3 at each teleconference location.

(4) For the purposes of this section, "teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both. Nothing in this section shall prohibit a local agency from providing the public with additional teleconference locations

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Chapter 3.5

(commencing with Section 6250) of Division 7 of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) This section shall become operative January 1, 2024.

SEC. 4.1. Section 54953 is added to the Government Code, to read:

54953. (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency, in person except as otherwise provided in this chapter. Local agencies shall conduct meetings subject to this chapter consistent with applicable state and federal civil rights laws, including, but not limited to, any applicable language access and other nondiscrimination obligations.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. All votes taken during a teleconferenced meeting shall be by rollcall.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations and conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivision (d). The agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3 at each teleconference location.

(4) For the purposes of this section, "teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both. Nothing in this section shall prohibit a local agency from providing the public with additional teleconference locations.

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) This section shall become operative January 1, 2024.

SEC. 5. Sections 3.1 and 4.1 of this bill incorporate amendments to Section 54953 of the Government Code proposed by both this bill and Assembly Bill 339. Those sections of this bill shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2022, but this bill becomes operative first, (2) each bill amends Section 54953 of the Government Code, and (3) this bill is enacted after Assembly Bill 339, in which case Section 54953 of the Government Code, as amended by Sections 3 and 4 of this bill, shall remain operative only until the operative date of Assembly Bill 339, at which time Sections 3.1 and 4.1 of this bill shall become operative.

SEC. 6. It is the intent of the Legislature in enacting this act to improve and enhance public access to state and local agency meetings during the COVID-19 pandemic and future applicable emergencies, by allowing broader access through teleconferencing options consistent with the Governor's Executive Order No. N-29-20 dated March 17, 2020, permitting expanded use of teleconferencing during the COVID-19 pandemic.

SEC. 7. The Legislature finds and declares that Sections 3 and 4 of this act, which amend, repeal, and add Section 54953 of the Government Code, further, within the meaning of paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the purposes of that constitutional section as it relates to the right of public access to the meetings of local public bodies or the writings of local public officials and local agencies. Pursuant to paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the Legislature makes the following findings:

This act is necessary to ensure minimum standards for public participation and notice requirements allowing for greater public participation in teleconference meetings during applicable emergencies.

SEC. 8. (a) The Legislature finds and declares that during the COVID-19 public health emergency, certain requirements of the Bagley-Keene Open Meeting Act (Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2 of the Government Code) were suspended by Executive Order N-29-20. Audio and video teleconference were widely used to conduct public meetings in lieu of physical location meetings, and public meetings conducted by teleconference during the COVID-19 public health emergency have been productive, have increased public participation by all members of the public regardless of their location in the state and ability to travel to physical meeting locations, have protected the health and safety of civil servants and the public, and have reduced travel costs incurred by members of state bodies and reduced work hours spent traveling to and from meetings.

(b) The Legislature finds and declares that Section 1 of this act, which adds and repeals Section 89305.6 of the Education Code, Section 2 of this act, which adds and repeals Section 11133 of the Government Code, and Sections 3 and 4 of this act, which amend, repeal, and add Section 54953 of the Government Code, all increase and potentially limit the public's right of access to the meetings of public bodies or the writings of public officials and agencies within the meaning of Section 3 of Article I of the California Constitution. Pursuant to that constitutional provision, the Legislature makes the following findings to demonstrate the interest protected by this limitation and the need for protecting that interest:

(1) By removing the requirement that public meetings be conducted at a primary physical location with a quorum of members present, this act protects the health and safety of civil servants and the public and does not preference the experience of members of the public who might be able to attend a meeting in a physical location over members of the public who cannot travel or attend that meeting in a physical location.

(2) By removing the requirement for agendas to be placed at the location of each public official participating in a public meeting remotely, including from the member's private home or hotel room, this act protects the personal, private information of public officials and their families while preserving the public's right to access information concerning the conduct of the people's business.

SEC. 9. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the California Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to ensure that state and local agencies can continue holding public meetings while providing essential services like water, power, and fire protection to their constituents during public health, wildfire, or other states of emergencies, it is necessary that this act take effect immediately.



COUNTY OF MONTEREY HEALTH DEPARTMENT

Elsa Mendoza Jimenez, Director of Health

Administration Animal Services Behavioral Health Clinic Services
Emergency Medical Services Environmental Health Public Administrator/Public Guardian Public Health

Recommendation Regarding Social Distancing Including Remote Meetings of Legislative Bodies

Issued: September 22, 2021

The Monterey County Health Department continues to recommend that physical and social distancing strategies be practiced in Monterey County, which includes remote meetings of legislative bodies of local agencies, to the extent possible.

Monterey County continues to experience transmission of COVID-19 locally. Physical and social distancing is still an effective measure to reduce the spread of COVID-19, especially when combined with use of face coverings, frequent hand washing, staying home when ill, testing, and vaccination with U.S. Food and Drug Administration approved or authorized COVID-19 vaccines.

Remote meetings of legislative bodies allow for the virtual participation of agency staff, presenters, and community members in safer environments, with less risk of exposure to SARS-CoV-2, the virus that causes COVID-19.

The Monterey County Health Officer will continue to monitor local metrics and the necessity of this recommendation.



Before the Board of Directors of the Monterey County Water Resources Agency

County of Monterey, State of California

BOARD ORDER No. _____

**CONSIDER RECEIVING A REPORT ON THE STATUS OF
AB 361 AND THE REQUIREMENTS FOR CONTINUED
REMOTE MEETINGS AFTER OCTOBER 1, 2021**

Upon motion of Director _____, seconded by Director _____, and carried by those members present, the Board of Directors hereby:

Receives a report on the status of AB 361 and the requirements for continued remote meetings after October 1, 2021.

PASSED AND ADOPTED on this **6th day of December 2021**, by the following vote, to-wit:

AYES:

NOES:

ABSENT:

BY: John Baillie, Chair
Board of Directors

ATTEST: Brent Buche
General Manager



Monterey County

Item No.2

Board Report

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

Legistar File Number: WRAG 21-194

December 06, 2021

Introduced: 11/19/2021

Current Status: Agenda Ready

Version: 1

Matter Type: WR General Agenda

Receive a presentation concerning progress on the Monterey County Water Resources Agency's 2020 Strategic Plan; receive input from staff and stakeholders; and discuss and provide direction to staff.

RECOMMENDATION:

It is recommended that the Monterey County Water Resources Agency Board of Directors:

- a. Receive a presentation concerning progress on the Monterey County Water Resources Agency's 2020 Strategic Plan;
- b. Receive input from staff and stakeholders; and
- c. Discuss and provide direction to staff.

SUMMARY/DISCUSSION:

Monterey County Water Resources Agency (Agency) Board of Directors and Board of Supervisors adopted a Strategic Plan (Plan) in late 2020 (attached). Agency staff has updated the list of Programs and Projects contained in the 2020 Plan as well as providing information the implementation of the Plan's Goals and Strategies.

Please see the attached workbook for the updated Programs and Projects lists, a brief description of the progress made of the Strategies in the Plan as well as the detailed agenda for the workshop.

Management Partners, Inc. will provide professional facilitation for the meeting.

The Planning Committee reviewed the agenda and provided input into its content on October 6 and November 3, 2021.

OTHER AGENCY INVOLVEMENT:

None

FINANCING:

Funding is in the FY 21/22 Agency budget.

Prepared by: Elizabeth Krafft, Deputy General Manager, (831) 755-4860

Approved by: Brent Buche, General Manager, (831) 755-4860

Attachments:

- A. 2020 Strategic Plan
- B. Strategic Planning Update Workbook



Monterey County

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Monterey County Water Resources Agency Strategic Plan 2020 to 2025

December 2020



Monterey County Water Resources Agency

Prepared for the Monterey County Water Resources Agency by Management Partners



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Photos in this document provided by the Monterey County Water Resources Agency



Monterey County Board of Supervisors

The Monterey County Board of Supervisors consists of five members elected by County residents with legislative and executive authority. The Supervisors appoint the General Manager and along with other organizations, appoint a Board of Directors of the Monterey County Water Resources Agency (MCWRA).

Luis Alejo Supervisor – District 1 John M. Phillips Supervisor – District 2 Chris Lopez Supervisor – District 3	Jane Parker Supervisor – District 4 Mary Adams Supervisor – District 5
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MCWRA Board of Directors

The Agency is governed by a nine-member Board of Directors. The members of the Board of Directors are shown below.

Richard Ortiz, Chair Nominated by District 3 Supervisor John Baillie, Vice-Chair Nominated by Agricultural Advisory Committee Mark Gonzalez Nominated by District 1 Supervisor Mike Scattini Nominated by District 2 Supervisor Deidre Sullivan Nominated by District 4 Supervisor	Ken Ekelund Nominated by District 5 Supervisor Mike LeBarre Nominated by City Selection Committee Matthew Simis Nominated by Grower-Shipper Association Jason Smith Nominated by Monterey County Farm Bureau
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The Board of Directors has the following responsibilities, which they carry out in collaboration with the assistance of Agency staff:

- Establishing short- and long-term policy objectives for the Agency, including a strategic plan, subject to review by the Board of Supervisors;
- Preparing an annual budget;
- Holding public hearings on proposed budget; and
- Approving all contracts for which funds have been budgeted.



Message from the General Manager



On behalf of the Monterey County Water Resources Agency, I am excited to present this Five-Year Strategic Plan. This is the first time our Agency has developed a comprehensive plan that takes into account our various programs and projects, resource needs, and priorities all in one place that can be shared widely with the many people who care about the mission of our Agency.



The staff is ready to carry out this Strategic Plan in partnership with the Board of Supervisors, Board of Directors and our stakeholders.

To be effective in our work, we need to have clear priorities and we must also have a realistic plan to carry them out. By undertaking a strategic planning process, the Agency has been able to ascertain its needs and opportunities and select priorities to focus on for the next five years. The intent is to create the highest return for the Agency through the best allocation of staff and other resources.



Accompanying this Strategic Plan is an Implementation Action Plan that contains specific tasks, timelines, resources and assignments. We will be reporting progress on the Strategic Plan utilizing the Action Plan. See Attachment A for a summary of the strategic planning approach.

Sincerely,

Brent

Brent Buche
General Manager



Agency Overview



The Monterey County Water Resources Agency (MCWRA) has evolved substantially over the years. Major restructuring has occurred in Agency operations, the value and complexity of capital projects has increased, and the amount and type of programs and projects have broadened to meet regulatory and environmental challenges.

\$34.4 Million

operating budget for FY 2020/21



Prior to being formally established in 1991, the MCWRA was the Monterey County Flood Control and Water Conservation District (MCFCWCD), established in 1947 and organized as a division of the Public Works Department of the County of Monterey. The Agency provides services related to the control of flood and storm waters in Monterey County, conservation, protection of water quality, reclamation of water and the exchange of water. MCWRA owns the Nacimiento and San Antonio dams and operates a hydroelectric facility.

MCWRA operations are the responsibility of the General Manager who reports to the Board of the Supervisors of the Monterey County Water Resources Agency as advised by the Board of Directors. All staff within MCWRA report to the General Manager through assigned supervisors and managers.



The FY 2020/21 annual operating budget is \$34,443,516. See Attachment B for more information.



Rationale for Strategic Plan

The MCWRA has an ambitious work plan. A comprehensive list of programs and projects, and the extent to which funding is available for each of them, is included as Attachment C.

Based on the information gathered by staff, and as shown below, **it is clear the MCWRA does not have enough funding for all existing programs and projects.** The strategic planning process is a critical step in prioritizing the limited resources that are available and in identifying new funding and staffing resources needed to carry out the array of programs and projects desired and expected by stakeholders.

For the purposes of this Strategic Plan, MCWRA has defined a program as an activity that reoccurs on a regular basis, i.e., monthly, quarterly, annually, etc. Projects are defined as activities that have a start and a finish, so replacing a valve would be considered a project.

The graphs in Figures 1 and 2 reflect the programs and projects currently identified by staff that are either ongoing, been done in the past, or are on a list to be completed. The Agency has strived to maintain its programs in order to keep the facilities operational and to gather the data necessary for proper evaluation of the groundwater basins. Even so, only 44% of the programs are fully funded in this year's budget. Projects are funded from the same funds as programs and for this this fiscal year only 14% of the projects are fully funded.

Figure 1. FY 2020/21 Program Funding

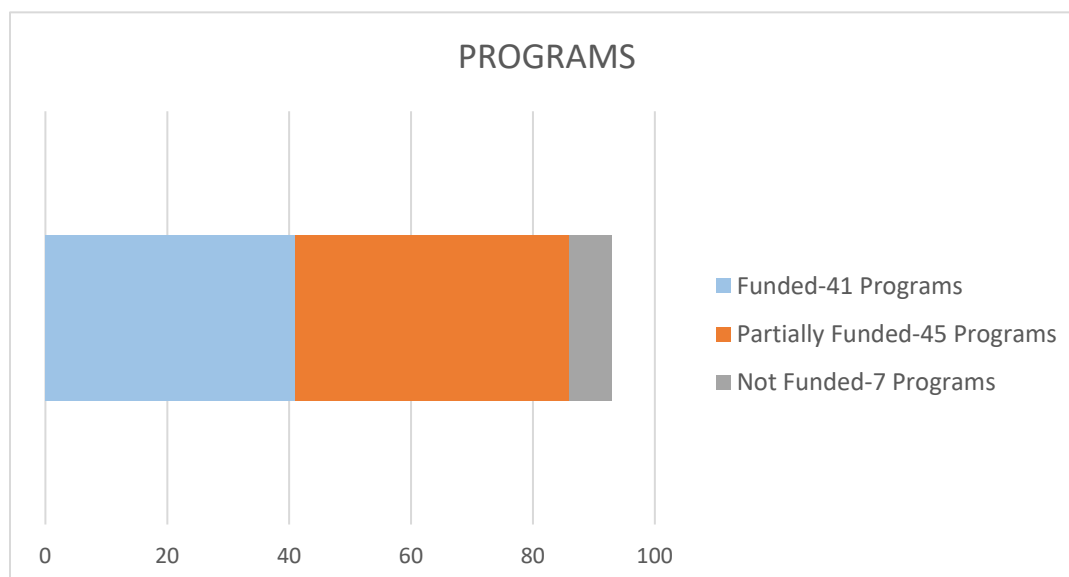
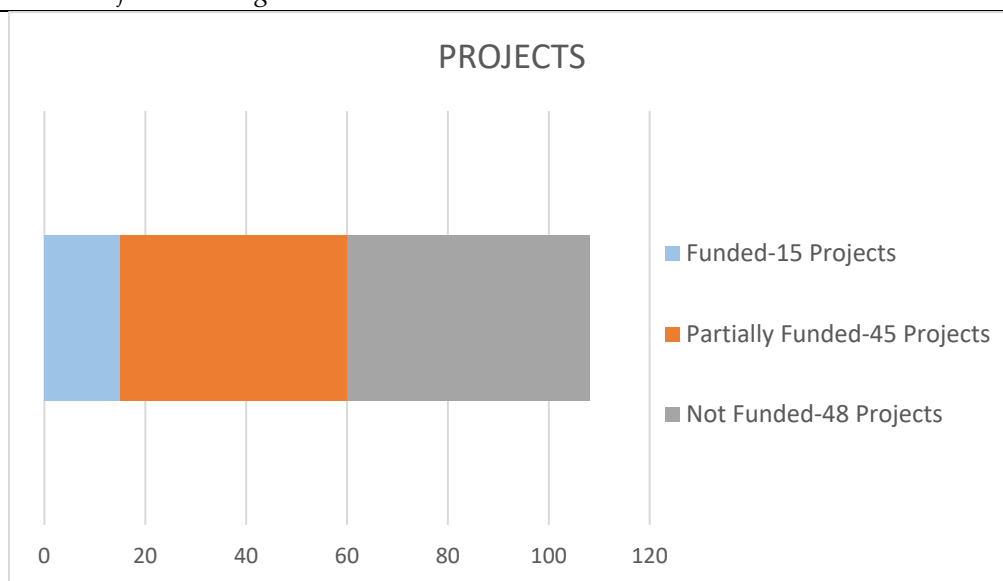
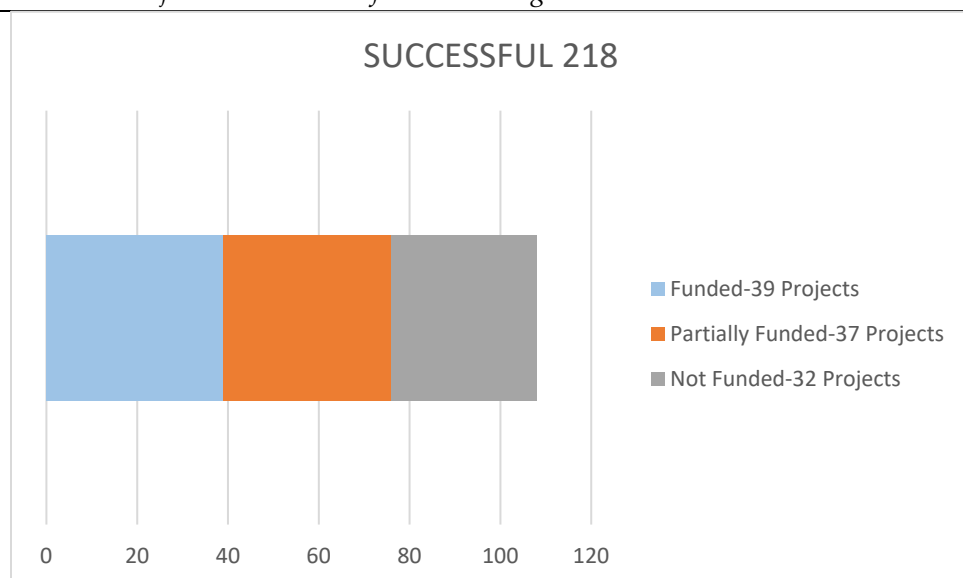


Figure 2. FY 2020/21 Project Funding

In 2019, MCWRA started an initiative to develop a new revenue source that will, if successful, increase the funding for the necessary projects at Nacimiento and San Antonio reservoirs and dams. Several funding mechanisms were evaluated and the mechanism that is being pursued is a Proposition 218 ballot proceeding. An Engineer's Report is currently being developed and voting is scheduled for the Spring of 2021. If this initiative is successful it will increase the projects that can be funded to 36%, as noted in Figure 3. Once funding is secured for the projects at the dams, MCWRA will turn its attention to securing funding for all the projects and programs.

Figure 3. Potential Funded Projects with Successful 218 Passage

Mission and Vision



Mission

The mission states the purpose of the Agency.

Manage water resources sustainably while minimizing impacts from flooding for present and future generations.

Vision

The vision describes the desired future for the Agency.

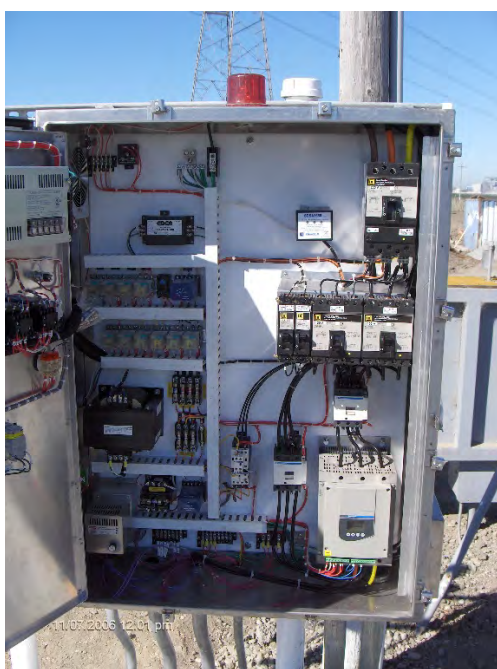
Be recognized throughout the region as a leader in water resource management through demonstrated knowledge, integrity and the quality of our actions.



Values of the Organization

Our Agency values provide the basis for how we work to achieve our vision and mission. They describe what we stand for.

Through the strategic planning process, we identified our key values for the Water Resources Agency.



Leadership

- Set a positive example for others in water resources management and flood control through our knowledge, integrity, and actions.

Stewardship

- Operate with financial and environmental responsibility so the Agency continuously succeeds.

Transparency

- Work in ways that are easily understood by stakeholders and the public, communicating effectively about Agency decisions, actions, resources, and progress.

Integrity

- Act with openness, honesty, and consistency, showing no favoritism and utilizing professional standards for decision making.

Public service

- Work in a way that brings pride upon the Agency, showing that we care about quality and safety, are accountable, think long term, and provide excellent service to the community we serve.

Collaboration

- Work with stakeholders and related organizations to advance our mission and vision.



Multi-Year Goals



The Monterey County Water Resources Agency has five multi-year goals. Each goal has a set of strategies for implementation through this five-year Strategic Plan. The following pages show the strategies by goal.

Multi-Year Goals



Goal A

- Infrastructure Maintenance

Goal B

- Planning and New Projects

Goal C

- Financial Sustainability

Goal D

- Effective Core Services and Organizational Improvement

Goal E

- Community Relations



Goal A. Infrastructure Maintenance

Properly maintain MCWRA infrastructure to ensure safe and reliable function.

Strategies

Strategy	Years 1 to 3	Years 4 and 5	Ongoing
Strategy 1. Perform a conditions assessment for all facilities, determine which facilities should be replaced and which repaired, and prioritize service levels.	✓		
Strategy 2. Create a comprehensive capital improvement plan for all facilities which includes preventive maintenance, addressing backlog of maintenance repairs, and making improvements to ensure safe and reliable facilities.	✓		
Strategy 3. Create a funding plan for infrastructure maintenance.	✓		
Strategy 4. Develop a replacement plan for equipment not included in the capital improvement plan.	✓		
Strategy 5. Complete the repairs needed to the San Antonio spillway as required by the California Department of Water Resources Division of Safety of Dams by November 1, 2024.		✓	



Goal B. Planning and New Projects

Plan for future water needs, carry out environmental studies, and plan new capital projects.

Strategies

Strategy	Years 1 to 3	Years 4 and 5	Ongoing
Strategy 1. Expand and optimize the Castroville Seawater Intrusion Project (CSIP) system.		✓	
Strategy 2. Collaborate with local Groundwater Sustainability Agencies (GSAs), define MCWRA's role, and implement a GSA integration plan.	✓		
Strategy 3. Identify new water projects for development, utilizing existing or new water rights in collaboration with the GSA.		✓	
Strategy 4. Create a Habitat Conservation Plan for the Salinas River.	✓		
Strategy 5. Develop plans to enhance our critical water resources facilities and increase sustainability.	✓		
Strategy 6. Complete the planning stage of the Interlake Tunnel.	✓		
Strategy 7. Use data and analysis to make informed decisions based on science.			✓



Goal C. Financial Sustainability

Ensure long term financial stability with sufficient funding to pay for Agency obligations and align expenditures and revenues.

Strategies

Strategy	Years 1 to 3	Years 4 and 5	Ongoing
Strategy 1. Develop a five-year financial plan that includes funding sources for programs and projects.	✓		
Strategy 2. Obtain new funds to support the Agency's programs and projects that are either underfunded or unfunded so that all programs and projects will have enough staffing and other resources to be successful.			✓
Strategy 3. Maximize hydroelectric revenue potential.	✓		
Strategy 4. Pursue alternative revenue sources based on renewable energy.		✓	
Strategy 5. Fully utilize Agency property to generate revenue.			✓
Strategy 6. Pursue grant funding and cost saving opportunities from all available sources, including collaborating with the GSA.			✓

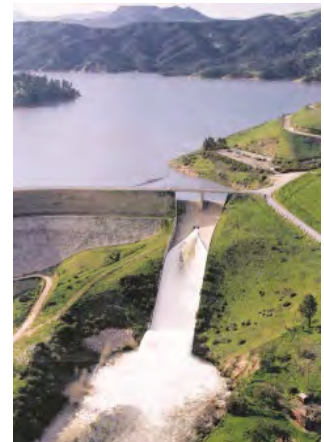


Goal D. Effective Core Services and Organization Improvement

Ensure core services are carried out in a thorough and timely manner.

Strategies

Strategy	Years 1 to 3	Years 4 and 5	Ongoing
Strategy 1. Annually evaluate funding and other resource needs to ensure the Agency can deliver core services in a complete, thorough and timely manner, meeting safety and regulatory standards.			✓
Strategy 2. Establish clear goals, objectives and responsibilities for each section of the Agency.	✓		
Strategy 3. Increase staffing to meet the core workload needs and responsibilities of the Agency.	✓		
Strategy 4. Improve the hiring process to be able to efficiently and effectively fill positions with talented staff.		✓	
Strategy 5. Improve how the Agency coordinates internal efforts and measures progress.	✓		
Strategy 6. Develop an improved staff training, professional development and safety program to meet the needs of the Agency.	✓		
Strategy 7. Centralize Agency records.		✓	



Goal E. Community Relations

Foster transparent and positive relationships with stakeholders to advance the mission and vision of the Agency.

Strategies

Strategy	Years 1 to 3	Years 4 and 5	Ongoing
Strategy 1. Improve public outreach to increase transparency, communication, education and information about Agency projects and programs.			✓
Strategy 2. Develop Agency “branding” to communicate a greater sense of the Agency’s mission.		✓	
Strategy 3. Update and maintain the Agency’s website.	✓		
Strategy 4. Provide information on Agency Operations to stakeholders.	✓		



Programs to Transfer and Projects to Defer Implementation

Programs	Projects
<p>Program Leadership Transfers to Other Agencies</p> <ul style="list-style-type: none"> Quagga/Zebra Mussel Prevention Program (Parks and SLO) Salinas River Stream Maintenance Program – transition permits to RMU association Salinas Valley Groundwater Monitoring program – addressed by Regional Board Ag Order Floodplain Regulations/Land Use – transitioned to RMA via MOU <p>Evaluate Internal Agency Functions</p> <ul style="list-style-type: none"> Internally Review Agency functions for opportunities to increase efficiency and transparency. <ul style="list-style-type: none"> Review Committees Structure Review Organizational Structure 	<p>Project Deferrals Due to Lack of Funding</p> <p>Invasive Species Plan Update</p> <p>The Agency has a draft Invasive Species Plan that needs updating. Currently Nacimiento Reservoir is included in San Luis Obispo's plan and Agency staff intend to apply for grant funding in 2021 to update the plan for San Antonio Reservoir.</p> <p>CSIP Expansion</p> <p>The Salinas Valley Groundwater Sustainability Agency (GSA) has the CSIP boundary expansion listed as one of its preferred projects in the Groundwater Sustainability Plan (GSP) that was submitted to California Division of Water Resources (DWR) in January 2020 for approval. Currently there is a Seawater Intrusion Working Group (SWIG) facilitated by the GSA that is evaluating projects, including this one for potential implementation in the 180/400 Subbasin. The Agency is a contributing member of the SWIG and will continue to participate. The Agency will provide information to the GSA and SWIG to assist with the data gathering necessary to scope this project. As the GSA acquires eligible grant funding, the Agency and GSA will identify strategic opportunities to implement this project.</p> <p>Salinas Valley Water Project Phase II (11043)</p> <p>The Salinas Valley GSA has included this project in the GSP submitted to DWR in January 2020. The Agency posted a Notice of Preparation for an Environmental Impact Report in 2014 but has progressed no further. The Agency and GSA will work to assess feasibility of this project and identify the steps necessary to bring it to implementation.</p>



Moving Forward to Implementation



An Action Plan containing timeline, review process and milestones for each of the strategies will be developed by staff. This Action Plan will serve as a management tool for tracking the implementation of the strategic plan.

The General Manager will report progress regularly to the Board of Directors, Board of Supervisors, Agency staff and stakeholders. Information about the status of the strategies will be updated on the Agency's website.



Conclusion



The Monterey County Water Resources Agency is committed to achieving our vision, mission, values, goals and strategies.

We will continue to collaborate with the entire community, including our stakeholders, our talented staff, and other County and City partners in achieving the goals in this strategic plan.

Thank you to each person who contributes to this important initiative.



Attachment A: Strategic Planning Approach



Members of the Board and Agency staff provided valuable input for the strategic plan.

Questionnaires

Questionnaires were distributed to all Monterey County Water Resources Agency staff seeking input about mission, vision, values, goals, business systems and processes, training, professional development, staffing and recruitment.

Financial Information

Agency staff prepared revenue and cost information about programs and projects in order to identify what resources will be needed to carry out the goals and strategies contained in this Strategic Plan.

Workshops

Two strategic planning workshops were facilitated by Management Partners as part of the process.

- The first was held on December 18, 2019 with Agency staff.
- The second workshop, open to the public, was held via Zoom on August 28, 2020 with the Board of Directors and Agency staff.

Strategic planning is about **setting priorities** among competing needs and interests.

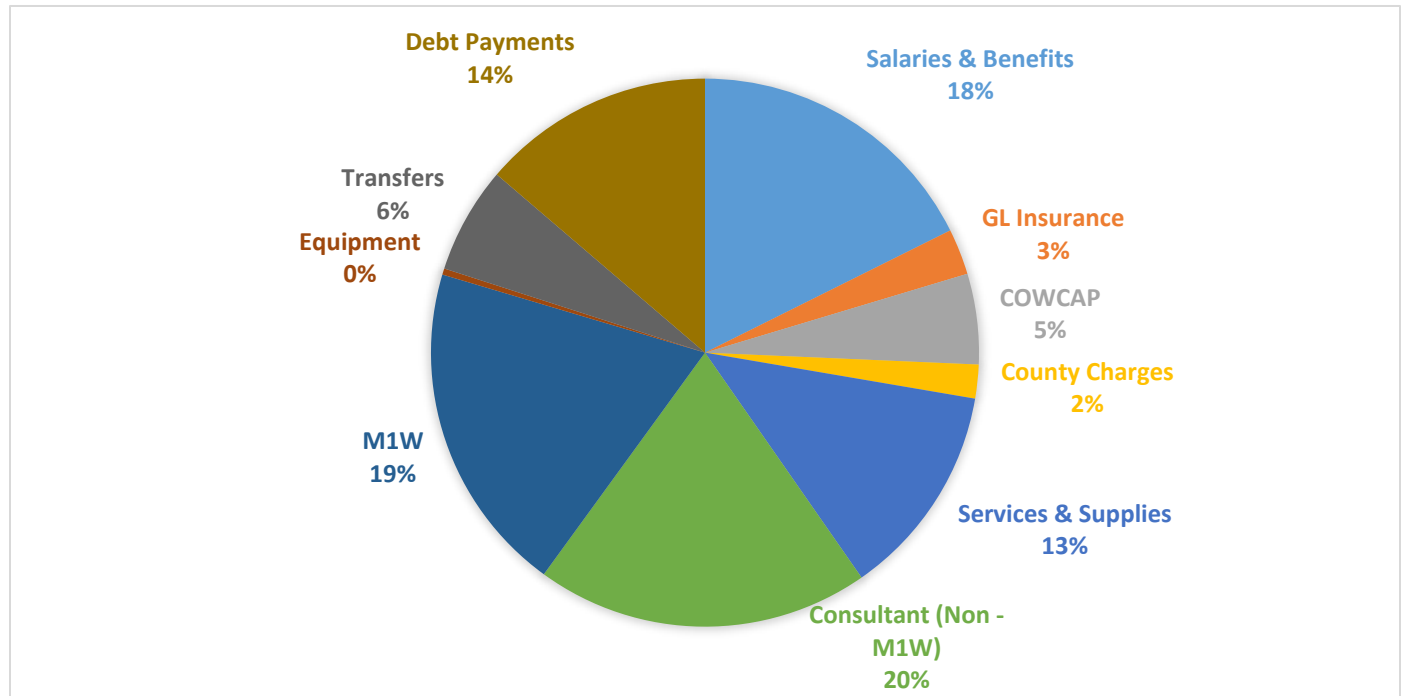
Data were gathered and analyzed

2 workshops were held

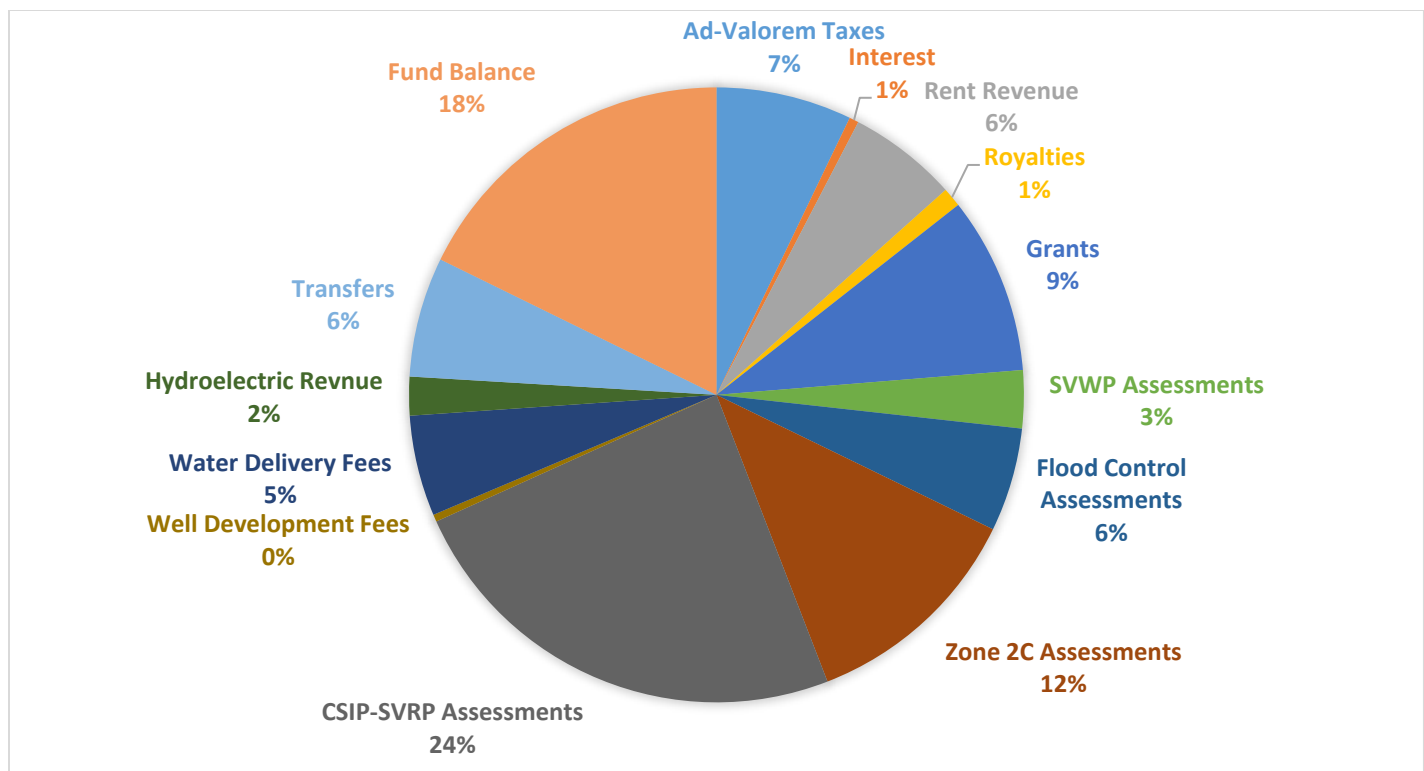


Attachment B: FY 2020/21 Adopted Budget

FY20/21 Major Expense Categories



FY20/21 Major Revenue Categories



Attachment C: Project and Program Funding Status





Major projects and programs funded and/or planned for the period 2020 through 2025 are shown in the tables below. This information is current as of August 28, 2020.

A program is something that is continuous and recurring.



Key: **Green** = Budgeted FY20/21 **Yellow** = Concern about levels of funding **Blue** = Not budgeted FY20/21

 Not Started  Minimal work has been completed  Substantial work has been complete


Table 1. Major Programs Planned for 2020 through 2025

No	PROGRAMS	Goals from Strategic Plan	Fund	FY 20/21	Admin	Core	Agency Act
1	FEMA/CRS/Land Use 	E	111				General Plan
2	Gonzales Slough O&M	A	111	X		X	Sec 9
3	Illegal Dumping/Litter Abatement Task Force	E	111	X			Sec 9
4	Integrated Regional Water Management	E	111	X			Sec 9
5	Property Management Grazing	A	111	X		X	Sec 9
6	Property Management Land Use	A	111	X		X	Sec 9
7	Water Quality Protection Program (MBNMS)	E	111	X			Sec 9
8	Pajaro Encampment Removal	A	112	X			Sec 19
9	Pajaro Levee Mowing	A	112	X		X	Sec 9
10	Pajaro Levee Slope Rehabilitation 	A	112				Sec 9
11	Pajaro Stream Maintenance Program	A	112	X			Sec 9
12	Pajaro System wide Improvement Framework (SWIF) 	A	112			X	Sec 9
13	Pajaro Vegetation/Tree Removal	A	112	X		X	Sec 9
14	Annual EAP Orientation meeting 	E	116			X	Sec 9
15	Annual MCWRA dam safety staff training	D	116	X		X	Sec 9
16	Boat Dock Program	A	116	X	X		Sec 9
17	Dam Safety functions (EAP, trainings, exercises, status reports)	D	116	X		X	Sec 9
18	Emergency Planning (Continuity of Operations Plan, Hazard Mitigation Plan)	D	116	X		X	Sec 9
19	FERC & DSOD Compliance Reporting	A	116	X		X	Sec 9
20	Groundwater Extraction Mgmt. (GEMS)	D	116	X		X	Sec 9/15
21	Groundwater Level Monitoring (annual)	D	116	X		X	Sec 9
22	Groundwater Level Monitoring (monthly)	D	116	X		X	Sec 9
23	Groundwater monitoring of dedicated wells	D	116	X		X	Sec 9
24	Nacimiento Dam O&M	A	116	X		X	Sec 9



No	PROGRAMS	Goals from Strategic Plan	Fund	FY 20/21	Admin	Core	Agency Act
25	Quagga/Zebra Mussel Prevention Plan 	D	116				Sec 17
26	Reservoir operations	D	116	X		X	Sec 9
27	Reservoir WQ Monitoring	D	116	X		X	Sec 9
28	Salinas River Lagoon Sandbar Management	D	116	X		X	Sec 9
29	Salinas River Lagoon/Slidegate Management	A	116	X		X	Sec 9
30	Salinas River Maintenance Program	D	116	X			Sec 9
31	Salinas River Series	D	116	X		X	Sec 9
32	Salinas River streamflow/end of flow measurements	D	116	X		X	Sec 9
33	Salinas Valley Groundwater Quality Monitoring (Discontinued 2009) 	D	116				Sec 9
34	San Antonio Dam O&M	A	116	X		X	Sec 9
35	Seaside Watermaster TAC	E	116	X			Sec 9
36	Staff Dam inspections/condition assessment	A	116	X		X	Sec 9
37	Surface Water Quality Monitoring	D	116	X		X	Sec 9
38	Soledad (Bryant Canyon) O&M	A	121	X		X	Sec 9
39	Reclamation Ditch Management	A	122	X		X	Sec 9
40	Reclamation Ditch O&M	A	122	X		X	Sec 9
41	San Lorenzo Creek O&M	A	124	X		X	Sec 9
42	Moro Cojo O&M	A	127	X		X	Sec 9
43	Hydroplant O&M	A	130	X		X	Sec 9
44	CSIP (Castroville Seawater Intrusion Project) O&M	A	131	X		X	Sec 9
45	CSIP Supplemental Well Destruction	A	131	X			Sec 9
46	CSIP Supplemental Well Maintenance	A	131	X		X	Sec 9
47	CSIP Water Order scheduling	A	131	X		X	Sec 9
48	Fish Monitoring	D	134	X		X	Sec 9
49	Salinas River Diversion Facility O&M	A	134	X		X	Sec 9
50	August Trough	D	111/116	X		X	Sec 9
51	CASGEM	D	111/116	X		X	DWR
52	Coastal GW Quality Monitoring	D	111/116	X		X	Sec 9
53	Pump Station O&M	A	111/122	X		X	Sec 9
54	Compliance monitoring of the Salinas Valley Water Project	D	116/134	X		X	Water right
55	Water Rights Compliance SOP	D	131/116	X		X	Sec 9
56	Water Rights Reporting	D	131/116	X		X	Sec 9
57	Salinas Valley Recycling Project O&M	A	131/132	X		X	Sec 9
58	Accounts Payable	D	All	X	X	X	Sec 17
59	Accounts Receivable	D	All	X	X	X	Sec 17
60	Agency Administration	D	All	X	X	X	Sec 9
61	Annual Budget	D	All	X	X	X	Sec 54
62	Annual Tax Assessment	D	All	X	X	X	Sec 24
63	Bi-weekly Payroll	D	All	X	X	X	Sec 63
64	Board of Director's Management	D	All	X	X	X	Sec 48
65	Board of Director's Meetings (Agendas, minutes, meeting attendance)	D	All	X	X	X	Sec 48/64
66	Board of Supervisors Meetings (Agendas, minutes,	D	All	X	X	X	Sec 15



No	PROGRAMS	Goals from Strategic Plan	Fund	FY 20/21	Admin	Core	Agency Act
	meeting attendance)						
67	Committee Meetings (Agendas, minutes, meeting attendance)	D	All	X	X	X	Sec 67
68	Contract Administration	D	All	X	X	X	Sec 57
69	Emergency Operations (i.e. Flood, Earthquake)	D	All	X		X	Sec 9
70	Employee training	D	All	X		X	Sec 17
71	Financial Reports	D	All	X	X	X	Sec 54
72	Fiscal Year End/Begin	D	All	X	X	X	Sec 54
73	General Ledger Review Adjust.	D	All	X	X	X	Sec 54
74	Human Resources Support	D	All	X	X	X	Sec 63
75	Information Technology Liaison	E	All	X			Sec 17
76	Library Upkeep	D	All	X	X		Sec 17
77	Office Management	D	All	X	X	X	Sec 17
78	Personnel Recruitments	D	All	X	X	X	Sec 17
79	Procurement	D	All	X	X	X	Sec 17
80	Training Tracking	D	All	X	X	X	Sec 17
81	Water Conservation Program	D	All	X			Sec 15
82	Well Permit Application Review	D	Fees/111	X		X	Sec 9
83	Integrated Coastal Monitoring Program (CalAM-MPWSP) On hold 	D	TBD				Sec 9
84	ALERT Flood warning services to Monterey County	A	Various	X		X	Sec 9
85	ALERT System Maintenance	A	Various	X		X	Sec 9
86	CEQA/Permits for projects	A	Various	X		X	Sec 9
87	Grant applications	C	Various	X		X	Sec 17
88	Heavy Equipment Maintenance Plan	A	Various				Sec 17
89	Herbicide Program	A	Various	X		X	Sec 17
90	Light Vehicle Management	A	Various	X			Sec 17
91	Med/Light Equipment Maintenance/Replacement Plan	A	Various				Sec 17
92	Public Records Requests	D	Various	X	X	X	FOIA
93	Sandbag distribution	E	Various	X		X	Sec 9



A project has a beginning and an end.

Key: **Green** = Budgeted FY20/21 **Yellow** = Concern about levels of funding **Blue** = Not budgeted FY20/21




















⦿ Not Started ◐ Minimal work has been completed ◑ Substantial work has been complete

Note: The projects below are sorted by fund, and then alphabetically by name. They are not in priority order.

Table 2. Major Projects Planned for 2020 through 2025

No	PROJECTS	GOALS from Strategic Plan	Fund	FY 20/21	FY 21/22	Deferred Maint. 218
1	Groundwater Sustainability Agencies Support	E	111	X		
2	Hazard Mitigation Plan ◐	A	111			
3	Ordinance 5303 Update ⦿	A	111			
4	Upper Merritt Pumps -Repair ⦿	A	111			
5	USBR Carmel/Salinas Basin Investigation ◑	D	111			
6	Pajaro Culvert Video and Flushing ⦿	A	112			
7	Pajaro Joint Powers Authority Formation	A	112	X		
8	Pajaro Levee Road Grading	A	112	X		
9	Pajaro New Levee Design Cost Share	A	112	X		
10	2020 Salinas River Geographic Response Plan (CDFW) ⦿	E	116			
11	Annual Reservoir Operations Report	B	116	X		
12	Camp Roberts & Bradley Warning System	A	116	X	X	X
13	Deferred Maintenance Proposition 218	A	116	X		
14	GEMS Expansion ◐	D	116			
15	Invasive Species Prevention Plan Update ⦿	D	116			
16	IRMP Grant ◐	B	116			
17	Monitoring well cluster design (P180&400) ⦿	A	116			
18	Nacimiento Access Gate Upgrade ◐	A	116			X
19	Nacimiento Boils investigations	A	116	X	X	X
20	Nacimiento Dam Emergency Action Plan (EAP)	A	116	X		
21	Nacimiento Dam Operation Policy Manual Update ⦿	D	116			
22	Nacimiento dam spillway repair scope of work	A	116	X		X
23	Nacimiento Hydraulic Intake Valve Actuators (3)	A	116	X		X
24	Nacimiento Lake Drive Road Repair ◐	A	116			X
25	Nacimiento Low level flow control outlet design	A	116	X		
26	Nacimiento Low level Outlet valve 6 - Flow control ◐	A	116			X
27	Nacimiento low level Outlet valve in-kind replacement	A	116		X	X
28	Nacimiento office/breakroom ⦿	A	116			
39	Nacimiento plunge pool erosion control design	A	116	X	X	X
30	Nacimiento Dam Powerhouse Slope Review/Improvement	A	116	X		X



No	PROJECTS	GOALS from Strategic Plan	Fund	FY 20/21	FY 21/22	Deferred Maint. 218
31	Nacimiento Dam Seismic Stability Evaluation	A	116	X	X	X
32	Nacimiento Dam north high-level gate actuator service	A	116	X	X	
33	Nacimiento Dam Spillway Bridge Maintenance 	A	116			X
34	Nacimiento Dam Spillway Investigation	A	116	X	X	X
35	Nacimiento Dam Spillway sub-drain access retrofit 	A	116			
36	Nacimiento Dam Spillway void under chute design of repair	A	116	X	X	
37	Nacimiento/San Antonio residences water system upgrade 	A	116			
38	San Antonio Dam 84" Howell Bungler Valve Maintenance	A	116	X		
39	San Antonio Dam Annual Performance Evaluation Report	A	116	X		
40	San Antonio Dam BFM Hydraulic Operator Upgrade 	A	116			X
41	San Antonio Dam Boat Barrier and Spillway Log Boom replacement 	A	116			X
42	San Antonio Dam CC TV/phone in Valve Chamber 	A	116			X
43	San Antonio Combination Air Release Valve replacement 	A	116			X
44	San Antonio Dam Emergency Action Plan (EAP) 	A	116	X		
45	San Antonio Dam Operation Policy Manual 	A	116			
46	San Antonio Dam Tunnel Emergency Comm. System	A	116	X		
47	San Antonio Dam Install New Piezometers 	A	116			X
48	San Antonio Dam Intake Structure Bulkhead Gate Replacement 	A	116			X
49	San Antonio Dam Intake Structure Trash Rack Design & Replace	A	116	X		
50	San Antonio Dam Left Abutment Drain Repair	A	116	X	X	
51	San Antonio Dam Low Level Conduit Access Hatches	A	116	X		
52	San Antonio Low Level Discharge Valve Maintenance 	A	116			X
53	San Antonio Dam Penstock Painting 	A	116			X
54	San Antonio Dam Potential Failure Mode Analysis 	A	116			X
55	San Antonio Reline Low Level Conduit Annual Sinking Fund	A	116	X	X	
56	San Antonio Dam Repair 12" Horizontal Drain Repair	A	116	X	X	
57	San Antonio Dam Road Repair 	A	116			X
58	San Antonio Side Drain Repair	A	116	X		X
59	San Antonio Dam Spillway chute repair/replacement 	B	116			X
60	San Antonio Dam Staff Gauge Upgrade 	A	116	X		X
61	San Antonio Dam Subdrain Repair Pilot Program 	A	116			
62	San Antonio Dam Toe Drain Repair	A	116	X		
63	San Antonio Dam Update Stability Analysis 	A	116			X
64	SRSMP Long-Term Effectiveness Assessment	A	116	X		
65	Water rights telemetry equipment installation	A	116	X		



No	PROJECTS	GOALS from Strategic Plan	Fund	FY 20/21	FY 21/22	Deferred Maint. 218
66	Pump Station upgrades (Hebron Heights)	A	122	X		
67	Moro Cojo Tide gate repair (design and feasibility)	A	127	X		
68	Upgrade Unit 2 at Hydroplant	A	130			
69	CSIP Cathodic Protection Repairs	A	131	x		
70	CSIP Engineering Design and Dynamic Modeling/Feasibility	B	131	X		
71	CSIP Flow Control Valve Inspection	A	131	X		
72	CSIP Flow Control Valve repair/replace	A	131	X		
73	CSIP New Source Waters	B	131	X		
74	CSIP RMU Installation	A	131	X		
75	CSIP USBR Loan Refinance	C	131	X		
76	CSIP Web Based Water Scheduling	A	131	x		
77	CSIP Well destruction (2)	A	131	X		
78	SRDF Dry Chlorine Scrubber	A	134	x		
79	SRDF Replace AC units for SCC	A	134	X		
80	Interlake Tunnel EIR	C	426	X		
81	Interlake Tunnel project	C	426	X		
82	Dedicated Monitoring Well Replacement/Maintenance	A	111/116			
83	Salinas Valley Integrated Hydrological Model (SVIHM)	D	111/116	X		
84	Salinas Valley Operational Model (SVOM)	D	111/116	X		
85	WRAIMS Upgrade	D	111/116			
86	Develop Water Rights Compliance Plans	C	130/116			
87	Water Rights Compliance SOP	D	130/116	X		
88	State Lands Slide Gate lease renewal	D	130/131	X		
89	Agency Compliance Database	D	All	X		
91	Regional Conservation Investment Strategy (TAMC)	C	All	X		
92	Safety program	D	All			
92	Monterey County Basin Investigation	D	MOU			
93	CSIP Expansion/Optimization	B	TBD			
94	Deep Aquifer Study	A	TBD			
95	Deep Aquifer Well Working Group	E	TBD			
96	Prop 1 Drinking Water Protection Grant	B	TBD			
97	Salinas Valley Water Project Phase II (11043)	B	TBD			
98	Seawater Intrusion Working Group	E	TBD			
99	Agency Lands Access Policy	B	Various			
100	Habitat Conservation Plan	B	Various	X		
101	Habitat Conservation Plan Grant	B	Various			
102	Maintenance Mgmt. System	A	Various			
103	Non-glyphosate test	A	Various	X		
104	Strategic Planning	D	Various	X		



No	PROJECTS	GOALS from Strategic Plan	Fund	FY 20/21	FY 21/22	Deferred Maint. 218
105	Upgrade of flood warning system to ALERT2 technology 	D	Various			
106	WRA Maintenance Agreements 	A	Various			
107	ADA Transition Plan	A	Various	X		





Board of Directors Workshop Workbook

December 6, 2021 – 9:00 to 3:00

Laguna Seca Hospitality Pavilion

Management
Partners



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Introduction

This workbook will be used during the December 6, 2021 workshop with the Board of Directors. Amy Paul, Corporate Vice President with Management Partners, has worked with the Monterey County Water Resources Agency (MCWRA) Planning Committee and staff to develop the agenda and accompanying materials to help ensure a productive session.

Please review the materials in this document and think about the issues identified in them. Please make notes and bring this workbook with you on December 6. If you have any questions in advance of the workshop, please call or email Amy Paul (apaul@managementpartners.com or 513 309 3709).

*Monterey County Water Resources Agency Board of Directors
Workshop Agenda*

Laguna Seca Hospitality Pavilion – 9:00 to 3:00

- 9:00 Welcome and Introductions
- Warm Up: Celebrate Success
- Review Staff’s Progress on Programs and Projects
- Board Discussion about Strategies from Years 1 through 3
- Review and Discuss Progress/Constraints
 - Discuss Opportunities, Threats and Concerns
- Noon Lunch
- 12:45 Breakout Activity to Identify Ways the Board Can Help Staff and How Staff Can Help the Board
- 1:45 Budget Discussion for FY 2022/23
- Preview of known costs and “discretionary” spending
 - Discuss Agency priorities
- 2:50 Wrap Up

MCWRA Programs and Projects Update

MCWRA staff updated the programs and projects lists they developed as part of the strategic planning process. Please review them and as you do, think about the changes that have occurred and what opportunities exist as a result, or any concerns you have.

Strategic Plan Update

MCWRA PROGRAMS LIST

November 12, 2021

Green = budgeted; Yellow = limited budget; Blue = not budgeted; Red = changes from Dec 2020

	PROGRAMS	Strategic Plan Goal and Strategy	Fund	FY 21/22	Admin	Core	Agency Act	FY 20/21 Progress	Last BOD Updated
1	FEMA/CRS/Land Use moved to Monterey County HCD	E	111					completed	
2	Gonzales Slough O&M	A	111	X		X	Sec 9	ongoing	
3	Illegal Dumping/Litter Abatement Task Force Participation	E.1	111	X				ongoing	
4	Integrated Regional Water Management Participation	E.1	111	X				ongoing	
5	Property Management Grazing	A	111	X		X	Sec 9	ongoing	
6	Property Management Land Use	A	111	X		X	Sec 9	ongoing	
7	Water Quality Protection Program (MBNMS) Participation	E.1	111	X				no	
8	Pajaro Encampment Removal	A	112	X				ongoing	9/20/2021
9	Pajaro Levee Annual Mowing same as #9	A	112	X		X	Sec 9	completed	9/20/2021
10	Pajaro Levee Slope Rehabilitation	A	112				Sec 9	no work	
11	Pajaro Stream Maintenance Program	A	112	X			Sec 9	ongoing	8/16/2021
12	Pajaro System wide Improvement Framework (SWIF)	A	112	X		X	Sec 9	ongoing	
13	Pajaro Vegetation/Tree Removal	A	112	X		X	Sec 9	completed	8/16/2021
14	Annual Emergency Action Plan Orientation meeting	E.D.6	116	X		X	Sec 9	completed	
15	Annual MCWRA dam safety staff training	D.6	116	X		X	Sec 9	completed	
16	Boat Dock Program Annual Renewals	A	116	X	X		Sec 9	completed	10/21/2020
17	Dam Safety functions (EAP, trainings, exercises, status reports) Annual	D	116	X		X	Sec 9	completed	
18	Emergency Planning (Continuity of Operations Plan, Hazard Mitigation Plan)	D	116	X		X	Sec 9	ongoing	
19	FERC & DSOD Compliance Reporting	A	116	X		X	Sec 9	ongoing	
20	Groundwater Extraction Mgmt. (GEMS) Annual Summary Report	D	116	X		X	Sec 9/15	completed	9/20/2021
21	Groundwater Level Monitoring (annual)	D	116	X		X	Sec 9	completed	7/19/2021
22	Groundwater Level Monitoring (monthly)	D	116	X		X	Sec 9	completed	7/19/2021
23	Groundwater monitoring of dedicated wells	D	116	X		X	Sec 9	completed	3/15/2021
24	Nacimiento Dam O&M	A	116	X		X	Sec 9	ongoing	9/20/2021
25	Quagga/Zebra Mussel Prevention Plan Parks/SLO county implementing	D	116					no work	
26	Reservoir operations	D	116	X		X	Sec 9	ongoing	
27	Reservoir WQ Monitoring Annual Sampling	D	116	X		X	Sec 9	completed	
28	Salinas River Lagoon Sandbar Management	D	116	X		X	Sec 9	completed	2/15/2021
29	Salinas River Lagoon/Slidegate Management	A	116	X		X	Sec 9	ongoing	2/15/2021
30	Salinas River Maintenance Program Annual Work Plan	D	116	X			Sec 9	completed	9/20/2021
31	Salinas River Series Annual Event	D	116	X		X	Sec 9	completed	9/20/2021

Strategic Plan Update

MCWRA PROGRAMS LIST

November 12, 2021

Green = budgeted; Yellow = limited budget; Blue = not budgeted; Red = changes from Dec 2020

	PROGRAMS	Strategic Plan Goal and Strategy	Fund	FY 21/22	Admin	Core	Agency Act	FY 20/21 Progress	Last BOD Updated
32	Salinas River streamflow/end of flow measurements	D	116	X		X	Sec 9	ongoing	
33	Salinas Valley Groundwater Quality Monitoring (Discontinued 2009)	D	116					no work	
34	San Antonio Dam O&M	A	116	X		X	Sec 9	ongoing	9/20/2021
35	Seaside Watermaster TAC Participation	E.1	116	X				ongoing	
36	Staff Dam inspections/condition assessment Annual	A	116	X		X	Sec 9	completed	9/20/2021
37	Surface Water Quality Monitoring Annual	D	116	X		X	Sec 9	completed	
38	Soledad (Bryant Canyon) O&M	A	121	X		X	Sec 9	ongoing	
39	Reclamation Ditch Management same as 40	A	122	X		X	Sec 9	ongoing	
40	Reclamation Ditch O&M	A	122	X		X	Sec 9	ongoing	
41	San Lorenzo Creek O&M	A	124	X		X	Sec 9	ongoing	
42	Moro Cojo O&M	A	127	X		X	Sec 9	ongoing	
43	Hydroplant O&M	A	130	X		X	Sec 9	ongoing	
44	CSIP (Castroville Seawater Intrusion Project) O&M	A	131	X		X	Sec 9	ongoing	
45	CSIP Supplemental Well Destruction	A	131	X			Sec 9	completed	
46	CSIP Supplemental Well Maintenance	A	131	X		X	Sec 9	ongoing	
47	CSIP Water Order scheduling	A	131	X		X	Sec 9	ongoing	
48	Fish Monitoring	D	134	X		X		ongoing	
49	Salinas River Diversion Facility O&M	A	134	X		X	Sec 9	ongoing	
50	August Trough Annual Monitoring Event	D	111/116	X		X	Sec 9	completed	
51	CASGEM	D	111/116	X		X	DWR	completed	7/19/2021
52	Coastal GW Quality Monitoring	D	111/116	X		X	Sec 9	completed	3/15/2021
53	Pump Station O&M	A	111/122	X		X	Sec 9	ongoing	
54	Compliance monitoring of the Salinas Valley Water Project	D	116/134	X		X	Water right	ongoing	
55	Water Rights Compliance SOP	D	131/116	X		X	Sec 9	completed	
56	Water Rights Reporting Annual	D	131/116	X		X	Sec 9	ongoing	
57	Salinas Valley Recycling Project O&M	A	131/132	X		X	Sec 9	ongoing	
58	Accounts Payable	D	All	X	X	X		ongoing	
59	Accounts Receivable	D	All	X	X	X		ongoing	
60	Agency Administration	D	All	X	X	X	Sec 9	ongoing	
61	Annual Budget Approved	D	All	X	X	X	Sec 54	completed	4/26/2021
62	Annual Tax Assessment Update	D	All	X	X	X	Sec 24	completed	

Strategic Plan Update

MCWRA PROGRAMS LIST

November 12, 2021

Green = budgeted; Yellow = limited budget; Blue = not budgeted; Red = changes from Dec 2020

	PROGRAMS	Strategic Plan Goal and Strategy	Fund	FY 21/22	Admin	Core	Agency Act	FY 20/21 Progress	Last BOD Updated
63	Bi-weekly Payroll	D	All	X	X	X	Sec 63	ongoing	
64	Board of Director's Management	D	All	X	X	X	Sec 48	ongoing	
65	Board of Director's Meetings (Agendas, minutes, meeting attendance)	D	All	X	X	X	Sec 48	ongoing	
66	Board of Supervisors Meetings (Agendas, minutes, meeting attendance)	D	All	X	X	X	Sec 15	ongoing	
67	Committee Meetings (Agendas, minutes, meeting attendance)	D	All	X	X	X	Sec 67	ongoing	
68	Contract Administration	D	All	X	X	X	Sec 57	ongoing	
69	Emergency Operations (i.e. Flood, Earthquake)	D	All	X		X	Sec 9	ongoing	2/15/2021
70	Employee training	D.3	All	X		X		ongoing	
71	Financial Reports	D	All	X	X	X	Sec 54	ongoing	
72	Fiscal Year End/Begin	D	All	X	X	X	Sec 54	completed	
73	General Ledger Review Adjust.	D	All	X	X	X	Sec 54	ongoing	
74	Human Resources Support	D	All	X	X	X	Sec 63	ongoing	
75	Information Technology Liaison	E-D	All	X				ongoing	
76	Library Upkeep	D.7	All	X	X			ongoing	
77	Office Management	D	All	X	X	X		ongoing	
78	Personnel Recruitments	D.3	All	X	X	X		ongoing	
79	Procurement	D	All	X	X	X		ongoing	
80	Training Tracking	D.7	All	X	X	X		ongoing	
81	Water Conservation Program	D	All	X			Sec 15	ongoing	
82	Well Permit Application Review	D	Fees/111	X		X	Sec 9	ongoing	
83	Integrated Coastal Monitoring Program (CalAM-MPWSP) On hold	D	TBD					no work	
84	ALERT Flood warning services to Monterey County	A	Various	X		X	Sec 9	ongoing	2/15/2021
85	ALERT System Maintenance Annual Work Plan	A	Various	X		X	Sec 9	completed	
86	CEQA/Permits for projects	A	Various	X		X	Sec 9	ongoing	
87	Grant applications	C.6	Various	X		X		ongoing	
88	Heavy Equipment Maintenance Plan	A	Various					ongoing	
89	Herbicide Program	A	Various	X		X		ongoing	
90	Light Vehicle Management	A	Various	X				ongoing	
91	Med/Light Equipment Maintenance Plan	A	Various					ongoing	
92	Public Records Requests	D	Various	X	X	X		ongoing	
93	Sandbag distribution	E-D	Various	X		X		completed	2/15/2021
	Strikethrough items will be removed from the Programs list after Dec. 6. 2021								

December 2021 UPDATE**MCWRA Projects**

Updated Nov. 12, 2021

Green=budgeted; Yellow=limited budget; blue=not budgeted; orange budgeted in FY21/22; red text=changes from Dec 2020

PROJECTS	Strategic Plan Goal and Strategy	Fund	FY 20/21	FY 21/22	Deferred Maint. 218	Project Status	Last BOD update
1 Groundwater Sustainability Agencies Support	EB.2	111	X	x		ongoing	
2 Hazard Mitigation Plan	A	111		x		ongoing	
3 Ordinance 5303 Well Prohibition in SW Intruded Aquifers MC/EH lead	A	111				complete	
4 Upper Merritt Pumps Repair	A	111				complete	
5 USBR Carmel/Salinas Basin Investigation	DB.7	111		x		ongoing	
6 Pajaro Culvert Video and Flushing	A	112		x		ongoing	
7 Pajaro Joint Powers Authority Formation	A	112	X	x		complete	9/20/2021
8 Pajaro Levee Road Grading	A	112	X	x		ongoing	
9 Pajaro New Levee Design Cost Share	A	112	X	x		ongoing	
10 2020 Salinas River Geographic Response Plan (CDFW) Participation	E	116				Unknown	
11 Annual Reservoir Operations Report move to program	B	116	X	x		ongoing	
12 Camp Roberts & Bradley Warning System	AB.7	116	X	X	X	ongoing	
13 Deferred Maintenance Proposition 218	A	116	X	x		ongoing	
14 GEMS Expansion	D	116				ongoing	
15 Invasive Species Prevention Plan Update	D	116				no work	
16 IRMP Grant	B	116		x		ongoing	
17 Monitoring well cluster design (P180&400)	A	116		x		ongoing	
18 Nacimiento Access Gate Upgrade	A	116				ongoing	
19 Nacimiento Boils investigations	A	116	X	X	X	No opportunity	
20 Nacimiento Dam Emergency Action Plan (EAP) move to program	A	116	X			complete	
21 Nacimiento Dam Operation Policy Manual Update	D	116				on hold	
22 Nacimiento dam spillway repair scope of work	A	116	X	x	X	ongoing	
23 Nacimiento Hydraulic Intake Valve Actuators (3)	A	116	X		X	no work	
24 Nacimiento Lake Drive Road Repair	A	116			X	ongoing	
25 Nacimiento Low level flow control outlet design	A	116	X		X	on hold	
26 Nacimiento Low level Outlet valve 6 Flow control same as 25	A	116			X	on hold	
27 Nacimiento low level Outlet valve in-kind replacement	A	116		X	X	ongoing	
28 Nacimiento office/breakroom	A	116				no work	

December 2021 UPDATE

MCWRA Projects

Updated Nov. 12, 2021

Green=budgeted; Yellow=limited budget; blue=not budgeted; orange budgeted in FY21/22; red text=changes from Dec 2020

PROJECTS	Strategic Plan Goal and Strategy	Fund	FY 20/21	FY 21/22	Deferred Maint. 218	Project Status	Last BOD update
29 Nacimiento plunge pool erosion control design	A	116	X	X	X	ongoing	
30 Nacimiento Power House Slope Review/Improvement	A	116	X	x	X	ongoing	
31 Nacimiento Seismic Stability Analysis	A	116	X	X	X	ongoing	
32 Nacimiento south high level gate actuator service	A	116	X	X		complete	
33 Nacimiento Spillway Bridge Maintenance	A	116			X	no work	
34 Nacimiento Spillway Investigation	A	116	X	X	X	ongoing	
35 Nacimiento spillway sub-drain access retrofit	A	116				no work	
36 Nacimiento spillway void below chute design of repair	A	116	X	X		ongoing	
37 Nacimiento/San Antonio residences water system upgrade	A	116				no work	
38 San Antonio 84" Howell Bunger Valve Maintenance	A	116	X			ongoing	
39 San Antonio Annual Performance Evaluation Report move to program	A	116	X	*		complete	
40 San Antonio BFV Hydraulic Operator Upgrade	A	116			X	no work	
41 San Antonio Boat Barrier and Spillway Log Boom replacement	A	116			X	no work	
42 San Antonio Closed Circuit TV/ phone in Valve Chamber	A	116			X	no work	
43 San Antonio Combination Air Release Valve (8) replacement	A	116			X	ongoing	
44 San Antonio Dam Emergency Action Plan (EAP)	A	116	X	x		ongoing	
45 San Antonio Dam Operation Policy Manual Update	A	116				no work	
46 San Antonio Tunnel Emergency Communication System	A	116	X	x		ongoing	
47 San Antonio Install New Piezometers	A	116			X	no work	
48 San Antonio Intake Structure Bulkhead Gate Replacement	A	116			X	no work	
49 San Antonio Intake Structure Trash Rack Design & Replacement	A	116	X			no work	
50 San Antonio Left Abutment Drain Repair	A	116	X	x		no work	
51 San Antonio Low Level Conduit Access Hatches	A	116	X			on hold	
52 San Antonio Low Level Discharge Valve Maintenance	A	116			X	ongoing	
53 San Antonio Penstock Painting	A	116			X	no work	
54 San Antonio Potential Failure Mode Analysis	A	116			X	no work	
55 San Antonio Reline Low Level Conduit Annual Sinking Fund	A	116	X	x		complete	
56 San Antonio Repair 12" Horizontal Drain	A	116	X			ongoing	
57 San Antonio Road Repair	A	116			X	no work	
58 San Antonio Side Drain Repair same as 50	A	116			X	no work	

December 2021 UPDATE

MCWRA Projects

Updated Nov. 12, 2021

Green=budgeted; Yellow=limited budget; blue=not budgeted; orange budgeted in FY21/22; red text=changes from Dec 2020

	PROJECTS	Strategic Plan Goal and Strategy	Fund	FY 20/21	FY 21/22	Deferred Maint. 218	Project Status	Last BOD update
59	San Antonio spillway chute repair/replacement Analysis	B	116		x	X	ongoing	
60	San Antonio Staff Gauge Upgrade	A	116		x	X	ongoing	
61	San Antonio Subdrain Repair Pilot Program	A	116				no work	
62	San Antonio Toe Drain Repair	A	116	X			no work	
63	San Antonio Update Stability Analysis	A	116			X	no work	
64	SRSMP Long Term Effectiveness Assessment	A	116				complete	9/20/2021
65	Water rights telemetry equipment installation	A	116	X			complete	
66	Pump Station upgrades (Hebron Heights)	A	122	X			no work	
67	Moro Cojo Tide gate repair (design and feasibility)	A	127	X	x		no work	
68	Upgrade Unit 2 at Hydroplant Preliminary Study	A	130				complete	
69	CSIP Cathodic Protection Repairs	A	131	x	x		ongoing	
70	CSIP Engineering Design and Dynamic Modeling/Feasibility	B.1	131		x		ongoing	
71	CSIP Flow Control Valve Inspection	B.1	131				complete	
72	CSIP Flow Control Valve repair/replace	B.1	131				no work	
73	CSIP New Source Waters Engineers Report	B.1	131	X	x		ongoing	8/16/2021
74	CSIP RMU Installation	B.1	131	X	x		ongoing	
75	CSIP USBR Loan Refinance	C	131	X			no work	
76	CSIP Web Based Water Scheduling	B.1	131	x	x		ongoing	
77	CSIP Well destruction (2)	A	131	X			complete	
78	SRDF Dry Chlorine Scrubber	A	134	x	x		ongoing	
79	SRDF Replace AC units for SCC	A	134	X	x		ongoing	
80	Interlake Tunnel EIR	C	426	X	x		ongoing	oct
81	Interlake Tunnel Project 60% design	C	426	X	x		ongoing	oct
82	Dedicated Monitoring Well Replacement/Maintenance	A	111/116		x		ongoing	
83	Salinas Valley Integrated Hydrological Model (SVIHM)	DB.7	111/116	X	x		ongoing	oct?
84	Salinas Valley Operational Model (SVOM)	DB.7	111/116	X	x		ongoing	
85	WRAIMS Upgrade	D	111/116		x		ongoing	
86	Develop Water Rights Compliance Plans	E	130/116				complete	
87	Water Rights Compliance SOP same as 86	D	130/116	X			complete	
88	State Lands Slide Gate/pipeline lease renewal	D	130/131	X	x		ongoing	

December 2021 UPDATE**MCWRA Projects**

Updated Nov. 12, 2021

Green=budgeted; Yellow=limited budget; blue=not budgeted; orange budgeted in FY21/22; red text=changes from Dec 2020

PROJECTS	Strategic Plan Goal and Strategy	Fund	FY 20/21	FY 21/22	Deferred Maint. 218	Project Status	Last BOD update
89 Agency Compliance Database	D	All	X			no work	
90 Regional Conservation Investment Strategy (TAMC) Participation	C	All	X			complete	
91 Safety program—move to programs	D	All		*		ongoing	
92 Monterey County Basin Investigation	D	MOU		MC		ongoing	
93 CSIP Expansion/Optimization	B.1	131				ongoing	
94 Deep Aquifer Study SVGBSA lead MCWRA support	A	111		x		ongoing	
95 Deep Aquifer Well Working Group	E.4	111				on hold	
96 Prop 1 Drinking Water Protection Grant	B	131		x		ongoing	8/16/2021
97 Salinas Valley Water Project Phase II (11043)	B	TBD				no work	
98 Seawater Intrusion Working Group Staff participation	E.4	111		x		ongoing	
99 Agency Lands Access Policy process developed	B	Various				complete	
100 Habitat Conservation Plan	B.4	Various	X	x		ongoing	9/20/2021
101 Habitat Conservation Plan Grant	B.4	Various		x		ongoing	9/20/2021
102 Maintenance Mgmt. System (CMMS)	A.2	Various		x		ongoing	
103 Non-glyphosate test	A	Various				complete	
104 Strategic Planning—Develop 5-year Plan	D	Various	X			complete	
105 Upgrade of flood warning system to ALERT2 technology	D.5	Various		x		ongoing	
106 WRA Maintenance Agreements	A	Various				no work	
107 ADA Transition Plan	A		X			complete	

Strikethrough Projects will be removed from this list after Dec 6, 2021.

Orange items are those that were not funded in FY 20/21, but have been included in the FY 21/22 budget



After reviewing the updates to the programs and project lists, what opportunities should be pursued?
What are your concerns? *Should any be removed and not pursued further?*

Notes about Opportunities Identified from the Programs and Projects Lists

Notes about Concerns Identified from the Programs and Projects Lists

Monterey County Water Resources Agency Strategic Plan Update

MCWRA staff members have provided an update on each of the Strategic Plan strategies and during the workshop we will focus on years one through three. Please review the updates and think about what opportunities exist for the Agency and any concerns. Note these on the pages following the update so we can discuss your ideas during the workshop.

Goal A. Infrastructure Maintenance

Properly maintain MCWRA infrastructure to ensure safe and reliable function.

Strategy 1. Perform a conditions assessment for all facilities, determine which facilities should be replaced and which repaired, and prioritize service levels. (Years 1-3)

Progress update: Implementing a pilot project for select facilities including ALERT gages and telemetry equipment, vehicles, and pump stations. Preliminary analysis performed with some recommendations.

Strategy 2. Create a comprehensive capital improvement plan for all facilities which includes preventive maintenance, addressing backlog of maintenance repairs, and making improvements to ensure safe and reliable facilities. (Years 1-3)

Progress update: Purchased a Computerized Maintenance Management Software (CMMS) and began with a pilot implementation program utilizing selected facilities. Data being collected/entered includes age, condition with expected service life and a maintenance schedule.

Strategy 3. Create a funding plan for infrastructure maintenance. (Years 1-3)

Progress update: Currently prioritizing on annual basis using existing funding. Annual funding plan is included in the annual budget line items. Multi-year funding plan will rely on completion of strategies 1,2,4,5.

Strategy 4. Develop a replacement plan for equipment not included in the capital improvement plan. (Years 1-3)

Progress update: Computer and most office equipment on a replacement schedule. Light vehicles lease replacement plan implemented FY 20/21. Heavy equipment replacement is evaluated annually during the budget process. Other equipment (e.g., Water Quality and water level sampling equipment, ALERT, tools, etc.) is evaluated annually for replacement.

Strategy 5. Complete the repairs needed to the San Antonio spillway as required by the California Department of Water Resources Division of Safety of Dams by November 1, 2024. (Years 4-5)

Progress update: Investigative work being performed to determine scope of repair/replacement project.

Goal B. Planning and New Projects

Plan for future water needs, carry out environmental studies, and plan new capital projects.

Strategy 1. Expand and optimize the Castroville Seawater Intrusion Project (CSIP) system. (Years 4-5)

Progress update: Optimization projects: Continue design and implementation of optimization projects, as funding allows. Pursuing numerous funding opportunities to fully fund the implementation of optimization projects. Well Replacement Project moving forward. Expansion on hold.

Strategy 2. Collaborate with local Groundwater Sustainability Agencies (GSAs), define MCWRA's role, and implement a GSA integration plan. (Years 1-3)

Progress update: Attend regular meetings with the Salinas Valley Basin GSA (SVBGSA), Pajaro Valley, Arroyo Seco/Greenfield, Marina Coast GSAs. Investigate and define MCWRA's role through comment letters on draft Groundwater Sustainability Plans (GSP) and tasks.

Strategy 3. Identify new water projects for development, utilizing existing or new water rights in collaboration with the GSA. (Years 4-5)

Progress update: Hold regular meetings with the SVBGSA to share ideas and discuss projects included in the draft GSPs. Larger stakeholder process with the Integrated Implementation Committee to begin in the spring of 2022 to advance the feasibility phase of GSP projects.

Strategy 4. Create a Habitat Conservation Plan for the Salinas River. (Years 1-3)

Progress Update: Charter between MCWRA/National Marine Fisheries Service (NMFS)/United States Fish and Wildlife Service (USFW) signed; grant funding agreements are being finalized. Regular meetings with NMFS and USFW are occurring. Work plans have been developed and some studies have commenced.

Strategy 5. Develop plans to enhance our critical water resources facilities and increase sustainability. (Years 1-3)

Progress update: Worked on sustainability planning and other planning efforts with outside organizations, including local, state, and federal partners.

Strategy 6. Complete the planning stage of the Interlake Tunnel. (Years 1-3)

Progress Update: EIR being drafted; tunnel design 60% complete; spillway raise design 30% complete; models are being refined and utilized for EIR.

Strategy 7. Use data and analysis to make informed decisions based on science. (ongoing)

Progress update: Developing Project Plans that include research and analysis as well as monitoring of results. Prepare regular reports (Quarterly Conditions Reports, Groundwater Extraction Management (GEMS) summary reports, groundwater level contours, seawater intrusion lines, facility inspection reports) that provide analysis for recommendations and decisions.

Goal C. Financial Sustainability

Ensure long term financial stability with sufficient funding to pay for Agency obligations and align expenditures and revenues.

Strategy 1. Develop a five-year financial plan that includes funding sources for programs and projects. (Years 1-3)

Progress update: Finance Manager hired in October 2021. Historical data/trend analysis under way, current on-going expenses being reviewed.

Strategy 2. Obtain new funds to support the Agency's programs and projects that are either underfunded or unfunded so that all programs and projects will have enough staffing and other resources to be successful. (ongoing)

Progress update: Continuing progress on the Engineer's Report for Zone 2D and various grants applications. Developing eligibility lists for various staffing levels to fill upon receipt of funding. Grant revenue for FY21/22 is approximately \$5.2 million. Sustainable new revenue is still needed.

Strategy 3. Maximize hydroelectric revenue potential. (Years 1-3)

Progress update: Initial feasibility study completed for upgrade of Unit 2. Drought conditions impacting revenue generation.

Strategy 4. Pursue alternative revenue sources based on renewable energy. (Years 4-5)

Progress update: None

Strategy 5. Fully utilize Agency property to generate revenue. (ongoing)

Progress update: Identified new grazing lease areas. Secured numerous recreational leases. Renewing and updating San Antonio lease with Parks. Enforcing non-payment of leases.

Strategy 6. Pursue grant funding and cost saving opportunities from all available sources, including collaborating with the GSA. (ongoing)

Progress Update: Have approximately \$5.2M in grant funds in FY21/22 budget. Have applied for 5 new grants exceeding \$7M in total project costs. Two grant applications currently being drafted. Collaborated with GSA on two proposals.

Goal D. Effective Core Services and Organization Improvement

Ensure core services are carried out in a thorough and timely manner.

Strategy 1. Annually evaluate funding and other resource needs to ensure the Agency can deliver core services in a complete, thorough, and timely manner, meeting safety and regulatory standards. (ongoing)

Progress update: Annual evaluation of revenues during budget development indicate funding shortfalls; Zone 2D Proposition 218.

Strategy 2. Establish clear goals, objectives and responsibilities for each section of the Agency. (Years 1-3)

Progress update: Organizational chart being revised responsibilities being reviewed and updated.

Strategy 3. Increase staffing to meet the core workload needs and responsibilities of the Agency. (Years 1-3)

Progress update: Since January 2021, there has been 1 new hire, 2 promotions and 2 retirements.

Attrition and hiring process (recruitment and promotions) has kept the rate neutral. Currently 36 employees, 3 funded vacancies with 1 currently under recruitment. No new sustainable funding has been identified for new positions.

Strategy 4. Improve the hiring process to be able to efficiently and effectively fill positions with talented staff. (Years 4-5)

Progress update: Human Resources has developed a streamlined process for recruitments. When funding allows, we are beginning to establish eligibility lists for future positions. Updating Engineer job classifications to include dam safety responsibilities.

Strategy 5. Improve how the Agency coordinates internal efforts and measures progress. (Years 1-3)

Progress update: Regular upper management and section meetings as well as cross-division coordination meetings.

Strategy 6. Develop an improved staff training, professional development and safety program to meet the needs of the Agency. (Years 1-3)

Progress update: Progress on safety training, confined space, and lock-out-tag-out program.

Professional development has continued with new opportunities for online training due to the pandemic. Staff continues to maintain and acquire various certifications and licenses.

Strategy 7. Centralize Agency records. (Years 4-5)

Progress update: None

Goal E. Community Relations

Foster transparent and positive relationships with stakeholders to advance the mission and vision of the Agency.

Strategy 1. Improve public outreach to increase transparency, communication, education and information about Agency projects and programs. (ongoing)

Progress update: Introduced new technical advisory committees and other collaborative meetings to discuss agency operations. Increased staff involvement in Agency committees to provide more regular updates on projects and programs.

Strategy 2. Develop Agency “branding” to communicate a greater sense of the Agency’s mission. (Years 4-5)

Progress update: None

Strategy 3. Update and maintain the Agency’s website. (Years 1-3)

Progress update: Significant progress made on initial update and work is continuing.

Strategy 4. Provide information on Agency Operations to stakeholders (Years 1-3)

Progress update: Regular presentations and updates at public meetings; fulfill data requests and public records requests; participate in various committees and TACs.



After reviewing the updates on the Strategic Plan’s strategies, what opportunities should be pursued? What are your concerns?

Notes about Opportunities

[illegible]

Breakout Groups: Ideas to Achieve Results



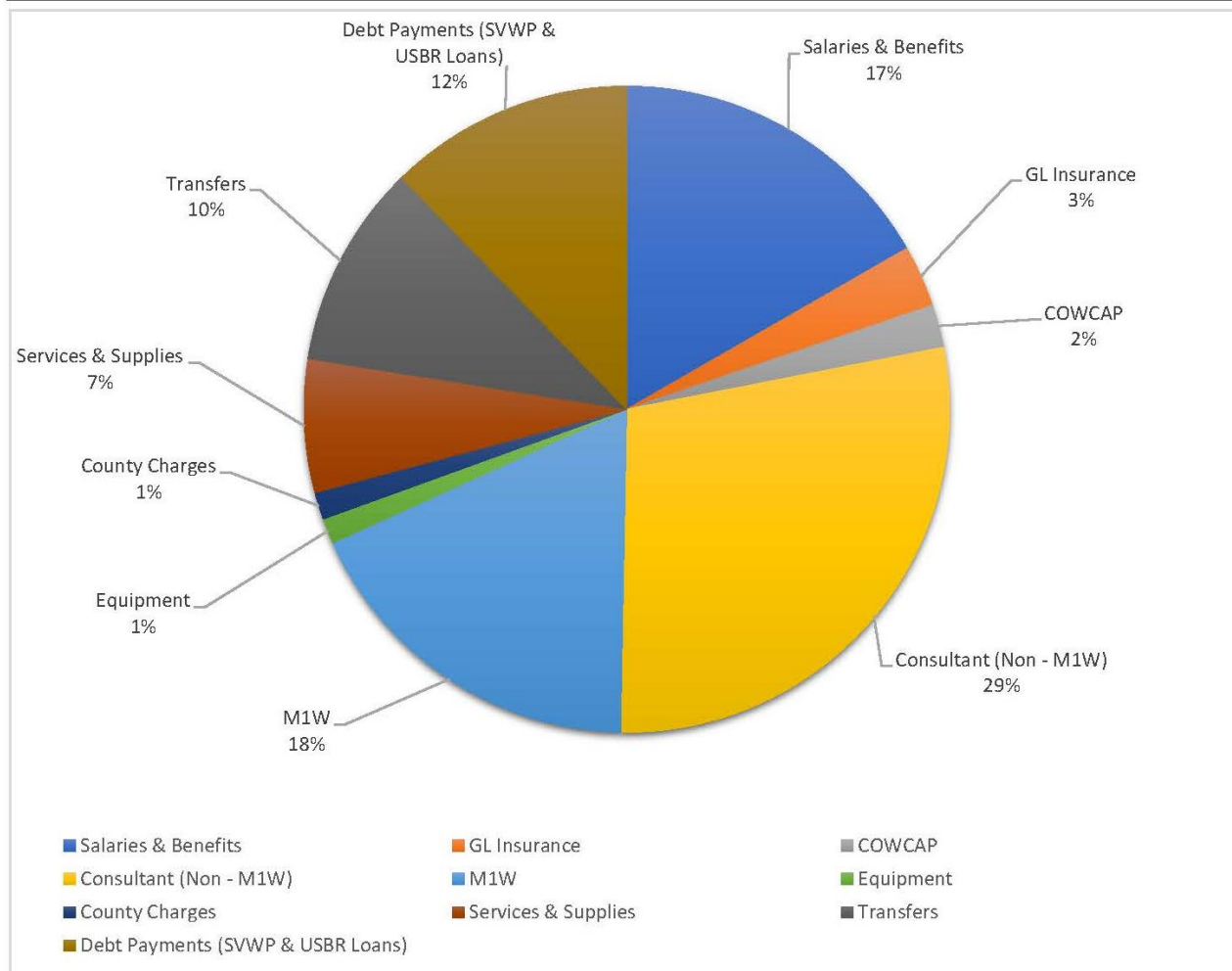
Board Members: Please think about ways you could help staff achieve the results you all hope to achieve.

Staff: Please think about ways you could help the Board achieve the results you all hope to achieve.

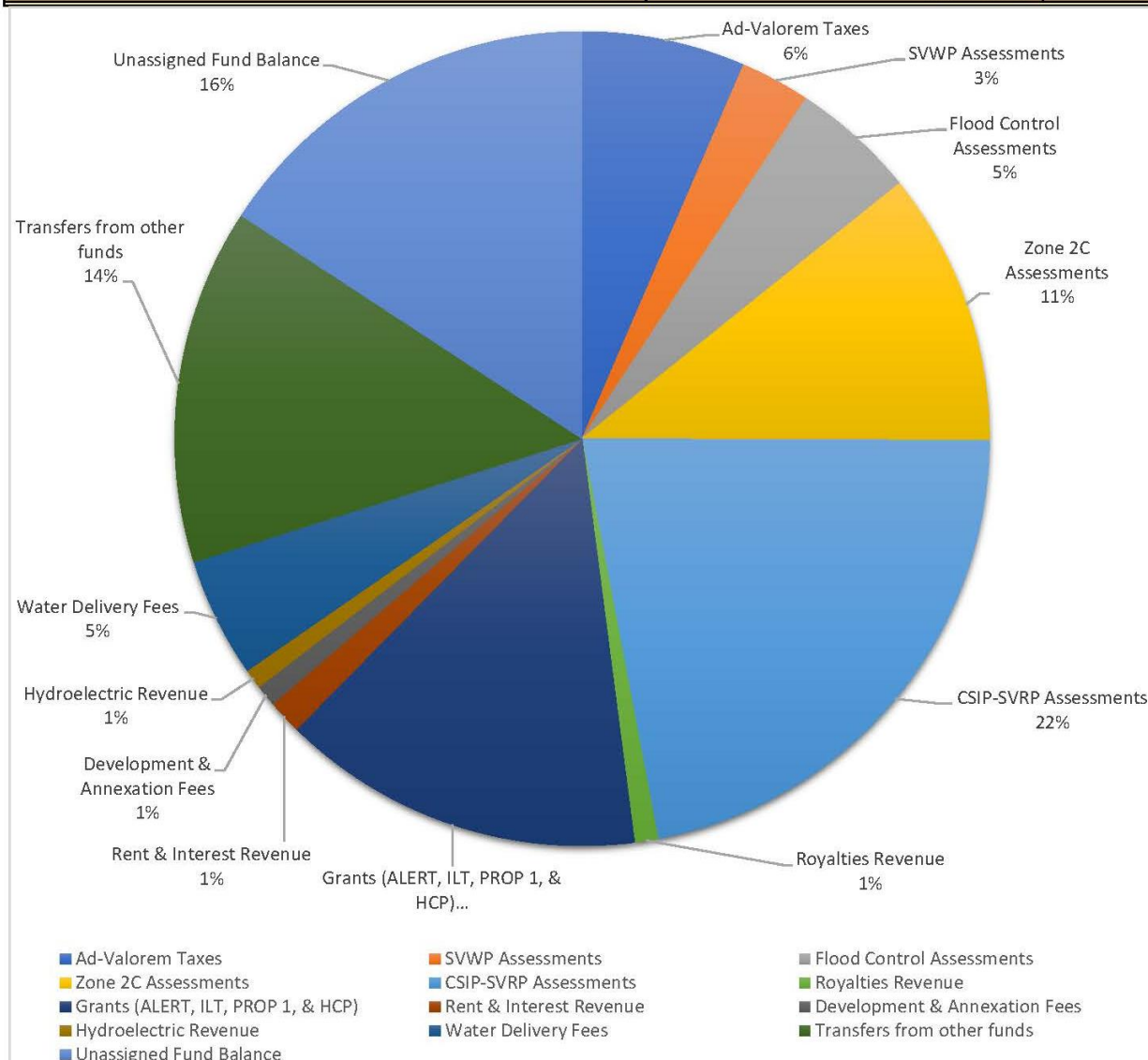
Notes

MCWRA Budget Data

FY 2021-22 EXPENDITURES CHART		
Salaries & Benefits	6,425,144	17%
GL Insurance	1,182,452	3%
COWCAP	823,854	2%
Consultant (Non - M1W)	10,916,707	28%
M1W	6,889,000	18%
Equipment	485,000	1%
County Charges	522,836	1%
Services & Supplies	2,563,386	7%
Transfers	3,928,841	10%
Debt Payments (SVWP & USBR Loans)	4,723,041	12%
TOTAL:	38,460,261	100%



FY 2021-22 REVENUES CHART		
Ad-Valorem Taxes	2,497,679	6%
SVWP Assessments	1,064,993	3%
Flood Control Assessments	1,907,118	5%
Zone 2C Assessments	4,170,138	11%
CSIP-SVRP Assessments	8,442,056	22%
Royalties Revenue	357,000	1%
Grants (ALERT, ILT, PROP 1, & HCP)	5,546,467	14%
Rent & Interest Revenue	520,500	1%
Development & Annexation Fees	330,000	1%
Hydroelectric Revenue	300,000	1%
Water Delivery Fees	1,825,000	5%
Transfers from other funds	5,437,242	14%
Unassigned Fund Balance	6,062,068	16%
TOTAL:	38,460,261	100%





Based on the budget information provided and the previous information, what are your three top priorities for the Agency for the next budget year?

Notes about Priorities

MCWRA Staff Training Data for 2020-2021 (updated November 12, 2021)

MANDATORY CLASSES

- COVID-19 Workplace Exposure
- Security Awareness 2020-2021 – Your Cybersecurity PPE Kit
- Family and Romantic Relationships at Work
- Harassment & Discrimination Prevention

SAFETY CLASSES

- Cal/OSHA Confined Space Entry
- Arc Flash Safety
- Electrical Safety
- Confined Space Competent Person/Supervisor
- Lockout/Tagout - Control of Hazardous Energy
- MCWRA Staff Dam Safety Training
- Boom Truck Operation and Certification

PROFESSIONAL TRAINING

- MCWRA ALERT Kick-off Training
- Association of State Dam Safety Officials (ASDSO) Webinar: Responding to Dam Emergencies
- ASDSO Webinar: Drilling Plans and Hazard Evaluations for Dams and Levees
- ASDSO Webinar: Inlet and Outlet Hydraulics for Spillways and Outlet Structures
- ASDSO 2020 Annual Dam Safety Conference
- ASDSO Seepage Seminar
- Inspection of Embankment Dams
- Identification of Material Deficiencies
- Civil Engineering Professional Exam Preparation Courses
- Groundwater Monitoring – Measurements, Management and Applications Conference
- Watercraft Inspection and Decontamination Training
- Groundwater Analysis Tools Developed by the GAMA Program
- Mastering Microsoft Project
- Introduction to Project Management
- Project Management Fundamentals
- Remote Sensing of Evapotranspiration in California Cropland: Improvement and Hydrological Applications
- Regional Government Strategies (RGS) Supervisor/Manager Academy
- RGS Leading Remotely and Effective Delegation
- National Habitat Conservation Plan Coalition Annual Conference
- Maximizing Supervisory Skills for the First Line Supervisor
- OneRain Contrail Training Series Monthly Webinars

- National Hydrologic Waring Council Monthly Webinars
 - Batteries and Solar Panels
 - Transmitting Data
 - Post-Disaster Data Collection and Analysis
 - Flooded Roadway Sensors
 - Bank Erosion Monitoring Sensors
- Flood Warning Workshop
- Web Emergency Operation Center (EOC)

MISCELLANEOUS

- 15 Strategies for Communicating Science and Data to Non-Scientists
- The Future of Water Conference
- Boater Safety Card



Before the Board of Directors of the Monterey County Water Resources Agency

County of Monterey, State of California

BOARD ORDER No. _____

RECEIVE A PRESENTATION CONCERNING PROGRESS ON)
THE MONTEREY COUNTY WATER RESOURCES AGENCY'S)
2020 STRATEGIC PLAN; RECEIVE INPUT FROM STAFF AND)
STAKEHOLDERS; AND DISCUSS AND PROVIDE DIRECTION)
TO STAFF)

Upon motion of Director _____, seconded by Director _____, and carried by those members present, the Board of Directors hereby:

- a. Receive a presentation concerning progress on the Monterey County Water Resources Agency's 2020 Strategic Plan;
- b. Receive input from staff and stakeholders; and
- c. Discuss and provide direction to staff.

PASSED AND ADOPTED on this **6th day of December 2021**, by the following vote, to-wit:

AYES:

NOES:

ABSENT:

BY: John Baillie, Chair
Board of Directors

ATTEST: Brent Buche
General Manager



Monterey County

Item No.

Board Report

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

Legistar File Number: WRAG 21-195

December 06, 2021

Introduced: 12/1/2021

Current Status: Draft

Version: 1

Matter Type: WR General Agenda

A correction was made to Agenda Item No. 1:

~~Consider receiving a report on the status of AB 361 and the requirements for continued remote meetings after October 1, 2021.~~

Consider finding, pursuant to AB 361 and in order for the Monterey County Water Resources Agency Board of Directors and its standing subcommittees (Personnel & Administration, Finance, and Planning) to continue to meet remotely, that the COVID-19 pandemic state of emergency declared by Governor Newsom is still in effect; the Board and subcommittees have reconsidered the circumstances of the state of emergency; and the Monterey County Health Officer continues to recommend social distancing measures for meetings of the legislative bodies.