

NOTICE AND AGENDA**MANAGEMENT COMMITTEE for the
MONTEREY REGIONAL STORMWATER
MANAGEMENT PROGRAM**

DATE: November 18, 2021
TIME: 10:00 a.m.
LOCATION: Zoom Video Conference and Teleconference

**THIS MEETING WILL BE HELD ELECTRONICALLY AND REMOTELY
ONLY VIA ZOOM VIDEO CONFERENCING AND TELECONFERENCING**

This meeting is compliant with Governor Newsom's Executive Order N-29-20 which allows for holding public meetings electronically only, without a physical location for public participation, accessible only telephonically or otherwise electronically (video conferencing) to all members of the public seeking to observe and address the local legislative body, in order to avoid public gatherings, and until further notice.

To Join the Zoom Webinar Meeting, click on this link: <https://us02web.zoom.us/j/83903708209?pwd=MFIOQlVOODV1TFRhcGINZDZnbIVYQT09> or copy and paste the link into your browser. If your computer does not have audio, you will also need to join the meeting via phone. To Participate Telephonically you can call the number below and enter the webinar ID number and password when prompted:

(669) 900-9128**Webinar ID: 839 0370 8209 Password: 430011**

PUBLIC COMMENTS: If you are unable to participate via telephone or webinar, you may also submit your comments by e-mailing them to jeff@my1water.org with one of the following subject lines "PUBLIC COMMENT ITEM #" (insert the item number relevant to your comment) or "PUBLIC COMMENT – NON-AGENDA ITEM". Comments must be received by 12:00 p.m. on Wednesday, November 17, 2021. All submitted comments will be provided to the Committee and may be read into the record and will be compiled as part of the record.

Officers:	Chairperson:	Michael Trapani, County of Monterey	
	Vice-Chairperson:	Leon Gomez, City of Sand City	
Participating Entities:		City of Carmel-by-the-Sea	City of Del Rey Oaks
		City of Monterey	City of Pacific Grove
		City of Seaside	County of Monterey
Other Coordinating Entities:			
		Carmel Unified School District	Pacific Grove Unified School District
		Monterey Peninsula Unified School District	Pebble Beach Company
Ex-Officio Members:			
		Association of Monterey Bay Governments	Monterey Bay National Marine Sanctuary

AGENDA ITEMS**Page #**1. **Call to Order / Roll Call**

n/a

2. **Public Comments** n/a

CONSENT AGENDA

3. **Approve Management Committee Meeting Minutes for 9/22/21** (Attach. 1) 3

INFORMATION AND DISCUSSION ITEMS

4. **Update on COVID-19 Situation** n/a

5. **Update on MRSWMP Monitoring Program**

6. **Update on Trash Amendment**

a. Feedback from CASQA Phase II Sub-Committee n/a

b. Plastics Ordinances

i. Feedback from CASQA Conference n/a

7. **Update on Grant Opportunities**

a. Whale Tail Grant Program n/a

b. Clean California Local Grant Program n/a

8. **Update on SWRCB Permit Fee Increase** (Attach. 2) 7

ACTION ITEMS

9. **Action Item to Determine Distribution of Surplus Funds** (Attach. 3) 8

ADMINISTRATIVE REPORTS

10. **Management Committee Member and Program Manager Reports** n/a

SCHEDULE NEXT MEETING / ADJOURNMENT

11. **Schedule Next Meeting:** The next MRSWMP Meeting date is tentatively scheduled for
Wednesday, December 15, at 9:30a.m. n/a

12. **Meeting Adjournment** n/a

Monterey Regional Stormwater Management Program Management Committee

MEETING MINUTES For SEPTEMBER 22, 2021

AGENDA ITEMS

1. Call to Order / Roll-Call

Chairperson Trapani (County of Monterey) called the meeting to order at 9:32a.m. and performed roll call.

Management Committee (MC) Members:

City of Carmel – Agnes Martelet
 City of Del Rey Oaks – Ron Fucci
 City of Monterey - Tricia Wotan
 City of Pacific Grove – Caleb Schneider
 City of Sand City – Leon Gomez
 City of Seaside – Scott Ottmar
 County of Monterey – Michael Trapani

Other:

Maris Sidenstecker – PE/PO Coordinator
 Lisa Emanuelson, Bridget Hoover –
 California Marine Sanctuary Foundation
 Tom Harty – City of Monterey
 Michelle Tanner – Second Nature
 Rick Riedl – Wallace Group
 Daniel Smith – BioClean

MRSWMP Staff:

Program Manager – Jeff Condit

2. Public Comment

Daniel Smith shared that he participated in the California Coastal Clean-Up Day.

CONSENT AGENDA

3. Approve Management Committee Meeting Minutes for 8/25/21

- **Action:** On a motion by Wotan (*City of Monterey*), seconded by Schneider (*City of Pacific Grove*), Management Committee approved the Management Committee Meeting Minutes for 8/25/21 (*5-0-1, Sand City arrived after the vote*).
- **Ayes:** Schneider, Martelet, Trapani, Wotan, Fucci
- **Noes:** None
- **Abstain:** Ottmar

DISCUSSION ITEMS

4. Update on COVID-19 Situation

A brief discussion ensued regarding impacts the current COVID-19 situation has had on

stormwater programs and local government in general.

5. Update on CASQA Conference

Condit reminded members that the Annual CASQA Conference will take place on October 27-28.

6. Update on Year 9 Permit Requirements

a. Annual Building Inspector Meeting

Condit shared that this year's Annual Building Inspector Meeting will rely on virtual Staff Trainings due to the COVID-19 situation. WGR Consultants is again offering free virtual BMP Trainings on September 28. Condit will develop an email for members to forward to their respective Building Dept. Staff with options for viewing the programs **(Action Item – Condit)**.

7. MRSWMP Monitoring Program

a. Volunteer Appreciation Webinar – Sept. 30

Emanuelson shared that she will be hosting a Volunteer Appreciation Webinar on Thursday, September 30 at 6pm. She will be presenting the results of our 2020/21 MRSWMP Monitoring Program.

8. Update on Trash Amendment

a. Status of Trash Assessments

Condit shared that he is in the process of conducting Trash Assessments on behalf of members. Due to Covid protocols, he is focusing on high priority areas within jurisdictions.

9. Update on Annual Report

a. Discussion of Annual Report Template

Condit provided an overview of the Annual Report Template that he forwarded to members.

b. 2NForm Demonstration

Michelle Tanner of Second Nature provided a demonstration of the Annual Reporting Tool within the 2NForm Platform.

10. Update on Grant Opportunities

a. Whale Tail Grant Program

Condit alerted members to a grant opportunity through the Whale Tail Grant Program. The Grant Program offers grants up to \$50,000 for projects that focus on coastal and ocean education and stewardship. Members discussed the possibility of expanding the Coastal Trail Tour/App that was recently developed by Pacific Grove and Monterey through their ASBS Prop 1 Grant.

Condit will participate in an upcoming Workshop to obtain additional information regarding the grant process.

Members reached consensus to form a Grants Sub-Committee to explore this grant opportunity. Schneider volunteered to serve on the Sub-Committee. Members can

contact Condit if they are available to serve on the Sub-Committee (**Action Item – Members**).

b. Clean California Local Grant Program

Condit alerted members to another grant opportunity through the Caltrans' Clean California Program. The Grant Program will distribute \$296 million in funds to go to local communities to beautify and improve local streets and roads, tribal lands, parks, pathways, and transit centers to clean and enhance public spaces.

Condit will participate in an upcoming Workshop to obtain additional information regarding the grant process. He will work with the Sub-Committee to explore this grant opportunity.

ACTION ITEMS

11. Action Item to Determine Distribution of Surplus Funds

Condit presented a Staff Report regarding the distribution of budget surplus funds for FY2020/21. Members discussed the possibility of utilizing surplus funds to conduct an analysis of MRSWMP Monitoring Program data.

Motion by Schneider seconded by Wotan to continue this item to the next MRSWMP Meeting

- **Action:** On a motion by Schneider (*City of Pacific Grove*), seconded by Wotan (*City of Monterey*), Management Committee continued this item to the next MRSWMP Management Committee Meeting (*6-0, Seaside absent for the vote*).

- **Ayes:** Schneider, Martelet, Trapani, Wotan, Fucci, Gomez
- **Noes:** None
- **Abstain:** None

ADMINISTRATIVE REPORTS

12. Management Committee Member and Program Manager Reports

- a. **City of Carmel** – Martelet reminded members of new statewide trash requirements that will go into effect January 2022 with regard to food waste from residential constituents.
- b. **City of Pacific Grove** – Schneider shared that the water capture project at the Golf Course is near completion.
- c. **County of Monterey** – Trapani shared that he is working to update his LRP and DAR. He is also coordinating with County Health Department on a county-wide plastics ordinance.
- d. **Program Manager** – Condit shared that California Coastal Clean-Up Day was a success and received a very positive write-up in the Monterey Herald.

ADJOURNMENT / SCHEDULE NEXT MEETING

13. Schedule Next Meeting

The next Management Committee meeting is scheduled for Wednesday, October 27, at 9:30am.

14. Meeting Adjournment

The meeting was adjourned at 11:10a.m.

DRAFT

2021-22 Fee Schedules

dredge or fill activities conducted by the electrical corporations, electrical utilities, and electrical cooperatives pursuant to a wildfire mitigation plan, and is in lieu of the project-specific dredge or fill fees in section(a)(3)(A)-(G) for dredge or fill activities conducted pursuant to a wildfire mitigation plan.		the wildfire mitigation plan.
--	--	-------------------------------

(b) The annual fees for persons issued NPDES permits shall be based on the following schedules, plus any applicable surcharge(s).

(1)(A) Each public entity that owns and/or operates a storm water conveyance system, or pare of such a system, that is subject to a NPDES permit for storm water dischargers from a municipal separate storm sewer system (MS4) shall pay an annual fee according to the following schedule. The fee shall be based on the population of the public entity according to the most recently published United States Census. Public entities other than cities or counties (Non-Traditional Small MS4s¹⁸), shall pay an annual fee according to the following schedule, based on the average daily population¹⁹ using the entities' facilities, unless otherwise provided in the schedule. Flood control districts or other special districts named as co-permittees to MS4 permits and school districts, serving students between kindergarten and fourteenth grade, shall not pay an annual fee if the city or county within whose jurisdiction the district lies oversees the district's storm water compliance and pays an annual fee.

ANNUAL FEE SCHEDULE FOR AREAWIDE MUNICIPAL STORM WATER SEWER SYSTEM PERMITS AND CO-PERMITTEES

Population	Fee
Equal to or greater than 250,000	<u>\$59,93870,667</u>
200,000 to 249,999	<u>\$52,44561,833</u>
150,000 to 199,999	<u>\$45,25253,352</u>
100,000 to 149,999	<u>\$37,46344,169</u>
75,000 to 99,999	<u>\$29,96935,333</u>
50,000 to 74,999	<u>\$22,47526,498</u>
25,000 to 49,999	<u>\$14,98417,666</u>
10,000 to 24,999	<u>\$8,99210,602</u>
1,000 to 9,999	<u>\$5,9947,067</u>

¹⁸ Non-Traditional Small MS4s are facilities that have systems similar to separate storm sewer systems in municipalities, such as systems at military bases, large hospital or prison complexes, and highways and other thoroughfares.
(40 C.F.R. § 122.26(b)(16)(iii)).

¹⁹ Total daily population must include resident and commuter populations. For public entities other than cities or counties, total daily population must include resident population and non-residents regularly employed in the areas served by the public entity.

Monterey Regional Storm Water Management Program (MRSWMP)

To: MRSWMP Management Committee
From: Jeff Condit, Program Manager
Date: November 18, 2021
Subject: Action Item to Determine Distribution of Surplus Funds

Discussion

The Program Manager worked with the Monterey One Water Accounting Department to reconcile the budget for FY2020/21. The reconciliation identified a budget surplus of \$14,898.36.

Members have previously discussed whether surplus funds for FY2020/21 could be utilized to conduct a trend analysis of water quality monitoring data from the MRSWMP Monitoring Program. The California Marine Sanctuary Foundation has submitted a proposal in an amount not to exceed \$10,000 to conduct an analysis comparing Dry Run and First Flush data collected prior to the start of Monterey SEA monitoring (before 2006), Monterey SEA data from the first permit (2006-2014) and Monterey SEA data from the second permit (2014-2021) to determine whether a significant change (improving or worsening) has occurred as a result of permit actions.

Proposed Distribution

Based on the proportion that each member contributed toward the Fiscal Year 2020/21 budget, the budget surplus amount of \$14,898.36, minus the \$10,000 proposal, can be divided amongst members as proposed in the following table:

Jurisdiction	Per Entity Contribution FY 2020/21	Percentage	FY 2021/22 Invoice Credit	Revised FY 2021/22 Invoice Amount
City of Carmel-by-the-Sea	\$ 24,301	6%	\$314.90	\$23,986.45
City of Del Rey Oaks	\$ 13,483	4%	\$174.71	\$13,308.31
City of Monterey	\$ 74,934	20%	\$970.99	\$75,062.86
City of Pacific Grove	\$ 54,027	14%	\$700.08	\$54,426.71
City of Sand City	\$ 11,923	3%	\$154.50	\$11,768.69
City of Seaside	\$ 72,879	19%	\$944.36	\$71,934.75
County of Monterey	\$ 126,473	33%	\$1,638.83	\$124,834.18
	\$ 378,020	100%	\$4,898.36	\$375,321.94

Recommendation

Staff recommends the Management Committee pursue the Trend Analysis of Water Quality Monitoring Data and then redistribute the FY 2020/21 budget surplus through credits to members' shares of the FY 2021/22 budget contribution. The credit should be based upon the percentage of the FY 2020/21 budget contribution.