

## RESOLUTION NO. 15-07

### A RESOLUTION OF THE GOVERNING BODY OF THE FORT ORD REUSE AUTHORITY TO ENDORSE THE PURE WATER MONTEREY GROUNDWATER REPLENISHMENT PROJECT

THIS RESOLUTION is adopted with reference to the following facts and circumstances:

- A. The 1997 Fort Ord Base Reuse Plan (BRP) identifies the availability of water as a resource constraint and the BRP estimates that an additional 2,400 AFY of water is needed to augment the existing groundwater supply to achieve the permitted development level as reflected in the BRP (Volume 3, figure PFIP 2-7).
- B. FORA transferred ownership of all of the then existing Ord water and sewer facilities to the Marina Coast Water District (MCWD) under the 1998 Water/Wastewater Facilities Agreement (1998 Agreement); title was transferred in 2001.
- C. Under Section 3.2.2 of the 1998 Agreement, FORA has the responsibility to determine, in consultation with MCWD, what additional water and sewer facilities are necessary for MCWD's Ord Community service area in order to meet the Base Reuse Plan requirements, and that, once FORA determines that additional water supply and/or sewer conveyance capacity is needed, under Section 3.2.1, it is MCWD's responsibility to plan, design, and construct such additional water and sewer facilities. Section 7.1.2 requires FORA to insure that MCWD recovers all of its costs for the new facilities and their operation.
- D. In 2002, MCWD, in cooperation with FORA, initiated the Regional Urban Water Augmentation Project (RUWAP) to explore water supply alternatives to provide the additional 2,400 AFY of water supply needed under the BRP.
- E. As a result of an extensive environmental review, FORA and MCWD agreed to adopt a modified Hybrid Alternative, which would provide 1,427 AFY of recycled water to the Ord Community without the need for seasonal storage, and this in turn resulted in the FORA Board adopting Resolution 07-10 (May 2007), which allocated that 1,427 AFY of RUWAP recycled water to its member agencies having land use jurisdiction.
- F. In June 2009, MCWD and the Monterey Regional Water Pollution Control Agency (MRWPCA) entered into a 50-year RUWAP Memorandum of Understanding, in which (a) MRWPCA committed 650 AFY of summer recycled water to MCWD for the Ord Community; (b) MCWD affirmed its separate commitment of 300 AFY of summer recycled water to the Ord Community; and (c) MRWPCA and MCWD committed to supply 477 AFY of recycled water during other months to the Ord Community - for a total of 1,427 AFY.
- G. MCWD continues to work collaboratively with FORA and with the MRWPCA to carry out MCWD's obligation to provide the 1,427 AFY of recycled water for the Ord Community; and
- H. On September 8, 2015, MCWD and MRWPCA tentatively agreed to work together on the Pure Water Monterey Project as described in that certain draft Environmental Impact Report dated April 22, 2015, to provide advanced treated water for recharge water into the Seaside

Report dated April 22, 2015, to provide advanced treated water for recharge water into the Seaside groundwater basin and to serve MCWD existing and future recycled water customers as part of the recycled component of RUWAP.

- I. MCWD and MRWPCA have tentatively agreed to certain principles regarding cost sharing, ownership, operations, maintenance, funding, and completion of work for the Pure Water Monterey Project.
- J. Advanced treated water is better quality water than tertiary treated water and MRWPCA currently estimates that the Pure Water Monterey Project will provide water to the Ord Community that costs less than 50% per acre foot of the cost of the tertiary treated water.
- K. MCWD and MRWPCA are working in good faith towards negotiating a Project Agreement for the Pure Water Monterey Project.
- L. Based on these facts and FORA's position in its CIP report that MCWD is already contractually obligated to provide the recycled water, FORA's approval of changing the recycled water project from tertiary treated recycled water to advanced treated recycled water will clarify FORA's support for the Pure Water Monterey Project.

NOW THEREFORE the Board hereby resolves that:

- 1. The Pure Water Project is an acceptable option as the recycled component of the Fort Ord Water Augmentation Program.
- 2. As part of Pure Water Project implementation, the FORA Board will review and consider project component costs and scheduling through annual consideration of the FORA CIP and Ord Community Budgets.

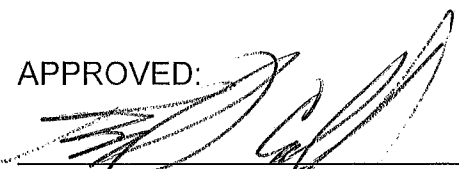
**ADOPTED** this 9th day of October, 2015 by the Fort Ord Reuse Authority by the following roll call votes listed by name:

AYES: O'CONNELL, EDELEN, RUBIO, LUCIUS, BEACH, MORTON, PARKER,  
PENDERGRASS, POTTER, HAFFA, PHILLIPS, GUNTER, OGLESBY  
NOES: NONE  
ABSTENTIONS: NONE  
ABSENT: NONE

ATTEST:

  
Michael A. Houlemard, Jr.,  
Executive Officer

APPROVED:

  
Frank O'Connell, FORA Board Chair