

**RESOLUTION NO. \_\_\_\_\_(N.C.S.)**

**A RESOLUTION APPROVING A REVISED SHORT-TERM POND 3 INDUSTRIAL  
WASTEWATER EFFLUENT UTILIZATION AGREEMENT**

**WHEREAS**, the City of Salinas owns and operates an Industrial Wastewater Collection and Conveyance System that processes industrial wastewater from agricultural-related businesses; and

**WHEREAS**, Monterey One Water (M1W) owns and operates the Regional Treatment Plant (RTP) and infrastructure capable of diverting industrial wastewater to the RTP; and

**WHEREAS**, M1W, in partnership with Monterey County Water Resources Agency (MCWRA), has also maintained and operated the Monterey County Water Recycling Projects, which include the Salinas Valley Reclamation Plant, the Castroville Seawater Intrusion Project (CSIP) and the Salinas River Diversion Facility; and

**WHEREAS**, due to an extended drought period, additional water is needed to meet CSIP's current peak irrigation demand for water between August and October of 2021; and

**WHEREAS**, on September 14, 2021 in continuance of its August 24, 2021 meeting, City Council approved a Short-Term Pond 3 Industrial Wastewater Effluent Utilization Agreement (Agreement) with M1W and MCWRA such that the City can supply additional industrial wastewater from Pond 3 to MCWRA and M1W for use in CSIP to offset the supply shortfall; and

**WHEREAS**, City staff has determined the cost of the industrial wastewater during the term of this Short-term Utilization Agreement to be \$426/acre-foot based on forecasted capital improvement projects that would directly benefit the delivery of recycled industrial wastewater; and

**WHEREAS**, on August 30, 2021 the M1W Board approved a different version of the Agreement; and

**WHEREAS**, staff from M1W, MCWRA and the City have made revisions to the Agreement in order to reconcile differences to the terms and conditions between the two versions.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Salinas, consistent with the authority granted to the City Council, the revised Agreement by and among the City of Salinas, Monterey One Water and the Monterey County Water Resources for Short-Term Pond 3 Industrial Wastewater Effluent Utilization is hereby approved; and

**BE IT FURTHER RESOLVED** that the Mayor of Salinas is hereby authorized and directed, for and on behalf of the City of Salinas, and as its act and deed, to execute the attached Agreement to enter and construct between the City of Salinas, a Charter City, Monterey One Water, a Joint Powers Authority and Monterey County Water Resources Agency.

**BE IT FURTHER RESOLVED** that the City Manager or his designee is authorized to execute extensions and/or non-substantive modifications to the Agreement, as necessary.

**PASSED AND APPROVED** this 12th day of October 2021, by the following vote:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**APPROVE:**

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Kimbley Craig, Mayor

**ATTEST:**

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Patricia M. Barajas, City Clerk