

Emergency Item 10-F Added to the Agenda



MARINA COAST WATER DISTRICT

11 RESERVATION ROAD, MARINA, CA 93933-2099

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DIRECTORS

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President

JAN SHRINER
Vice President

HERBERT CORTEZ
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Agenda

**Regular Board Meeting, Board of Directors
Marina Coast Water District
and**

**Regular Board Meeting, Board of Directors
Marina Coast Water District Groundwater Sustainability Agency**

Marina Council Chambers

211 Hillcrest Avenue, Marina, California

Monday, March 16, 2020, 6:30 p.m. PST

This meeting has been noticed according to the Brown Act rules. The Board of Directors meet regularly on the third Monday of each month with workshops scheduled for the first Monday of some months. The meetings normally begin at 6:30 p.m. and are held at the City of Marina Council Chambers at 211 Hillcrest Avenue, Marina, California.

Our Mission: We provide our customers with high quality water, wastewater collection and conservation services at a reasonable cost, through planning, management and the development of water resources in an environmentally sensitive manner.

1. Call to Order

2. Roll Call

3. Public Comment on Closed Session Items *Anyone wishing to address the Board on matters appearing on Closed Session may do so at this time. Please limit your comment to four minutes. The public may comment on any other items listed on the agenda at the time they are considered by the Board.*

4. Closed Session

A. Pursuant to Government Code 54956.9
Conference with Legal Counsel – Existing Litigation

This agenda is subject to revision and may be amended prior to the scheduled meeting. Pursuant to Government Code section 54954.2(a)(1), the agenda for each meeting of the Board shall be posted at the City of Marina Council Chambers. The agenda shall also be posted at the following locations but those locations are not official agenda posting locations for purposes of section 54954.2(a)(1): District offices at 11 Reservation Road, Seaside City Hall, the City of Marina Library, and the City of Seaside Library. A complete Board packet containing all enclosures and staff materials will be available for public review on Wednesday, March 11, 2020. Copies will also be available at the Board meeting. Information about items on this agenda or persons requesting disability related modifications and/or accommodations should contact the Board Clerk 48 hours prior to the meeting at: 831-883-5910.

- 1) Marina Coast Water District vs California-American Water Company, Monterey County Water Resources Agency; and, California-American Water Company, Monterey County Water Resources Agency vs Marina Coast Water District, San Francisco Superior Court Case Nos. CGC-15-547125, CGC-15-546632 (Complaint for Damages, Breach of Warranties, etc.)
- 2) Bay View Community DE, LLC; Bryan Taylor; Greg Carter; and Brooke Bilyeu vs Marina Coast Water District; Board of Directors of Marina Coast Water District; County of Monterey and Does 1-25, inclusive, Monterey County Superior Court Case No. 18CV000765 (Petition for Writ of Mandate or Administrative Mandate, and Complaint for Declaratory and Injunctive Relief and Breach of Contract)
- 3) Marina Coast Water District, and Does 1-100 v, County of Monterey, County of Monterey Health Department Environmental Health Bureau, and Does 101-110, Monterey County Superior Court Case No. 18CV000816 (Petition for Writ of Mandate and Complaint for Injunctive Relief)
- 4) Marina Coast Water District, and Does 1-100 v, County of Monterey, Monterey County Board of Supervisors, and Does 101-110 (California-American Water Company, Real Party in Interest), Monterey County Superior Court Case No. 19CV003305 (Petition for Writ of Mandate and Complaint for Injunctive Relief)

- B. Pursuant to Government Code 54956.9(d)(4)
Conference with Legal Counsel – Anticipated Litigation
Initiation of Litigation – Two Potential Cases

7:00 p.m. Reconvene Open Session

5. Reportable Actions Taken During Closed Session *The Board will announce any reportable action taken during closed session and the vote or abstention on that action of every director present, and may take additional action in open session as appropriate. Any closed session items not completed may be continued to after the end of all open session items.*

6. Pledge of Allegiance

7. Oral Communications *Anyone wishing to address the Board on matters not appearing on the Agenda may do so at this time. Please limit your comment to four minutes. The public may comment on any other items listed on the agenda at the time they are considered by the Board.*

8. Presentation

- A. Consider Adoption of Resolution No. 2020-08 in Recognition of Candace Cuisinier, Customer Service/Billing Representative II, for 5 Years of Service to the Marina Coast Water District

9. Consent Calendar

- A. Receive and File the Check Register for the Month of February 2020

- B. Consider Adoption of Resolution No. 2020-09 to Approve the 2020 District Technology Plan Appendix for FY 2020-2021
- C. Receive the District FY 2020-2021 Draft Budget Schedule and Set Date for the 2020-2021 Budget Workshop
- D. Consider Adoption of Resolution No. 2020-10 to Execute a Memorandum of Understanding between Monterey One Water and Marina Coast Water District for Conducting a Public Education Program for the Southern Monterey Bay Dischargers Group
- E. Consider Adoption of Resolution No. 2020-11 to Approve the Updated 2020 District Maintenance Management Plan
- F. Approve the Draft Revised Minutes of the Regular Joint Board/GSA Meeting of January 29, 2020
- G. Approve the Draft Minutes of the Regular Joint Board/GSA Meeting of February 25, 2020

10. Action Items *The Board will review and discuss agenda items and take action or direct staff to return to the Board for action at a following meeting. The public may address the Board on these items as each item is reviewed by the Board. Please limit your comment to four minutes.*

- A. Consider Appointing an Ad Hoc Committee for Board-Staff Coordination

Action: The Board President will consider appointing an Ad Hoc Committee consisting of two Board members and staff members to identify and understand staff processes and make recommendations to the Board.

- B. Consider Adoption of Resolution No. 2020-12 Approving Revisions to the Water, Sewer, and Recycled Water Infrastructure Agreement Template

Action: The Board of Directors will consider approving revisions to the Water, Sewer, and Recycled Water Infrastructure Agreement template.

- C. Consider Adoption of Resolution No. 2020-13 to Approve a Water, Sewer and Recycled Water Infrastructure Agreement between Marina Coast Water District and Joby Aviation for the Joby Aviation Tent Phase Development Project

Action: The Board of Directors will consider approving a Water, Sewer and Recycled Water Infrastructure Agreement between Marina Coast Water District and Joby Aviation for the Joby Aviation Tent Phase Development Project.

- D. Consider Adoption of Resolution No. 2020-14 to Award a Construction Contract to GSE Construction, Inc. for the Imjin Lift Station Improvement Project; Consider Adoption of Resolution No. 2020-15 to Approve Amendment No. 2 to the Professional Services Agreement with GHD, Inc. for Engineering Services During Construction of the Imjin Lift Station Improvement Project; Consider Adoption of Resolution No. 2020-16 to Approve Task Order 17 to the On-Call Professional Services Agreement with Harris and Associates for the Imjin Lift Station Improvement Project; and, Consider Adoption of Resolution No. 2020-17 to Amend the FY 2019-2020 Capital Improvement Budget for the Imjin Lift Station Improvement Project

Action: The Board of Directors will consider awarding a Construction Contract to GSE Construction, Inc.; approving Amendment No. 2 to the Professional Services Agreement with GHD, Inc.; approving Task Order 17 to the On-Call Professional Services Agreement with Harris and Associates; and, amending the FY2019-2020 Capital Improvement Budget for the Imjin Lift Station Improvement Project.

- E. Consider Providing Direction on the Call for Nominations of Candidates to Fill One Special District Seat on the Local Agency Formation Commission

Action: The Board of Directors will provide direction on the Call for Nominations of Candidates to fill one Special District seat on LAFCO.

- F. ***Discuss and Consider Emergency Action Regarding COVID-19 with Regards to Public Meetings and Daily District Business**

Action: Staff is preparing an Administrative Plan for the COVID-19 outbreak and will provide it for discussion at the meeting.

11. Staff Reports

- A. Receive an Update on the Delinquent Account Shut-Off Report
- B. Receive Information Regarding Recent Per- and Poly-Fluoroalkyl Substances Sampling Results

12. Workshop

- A. Strategic Plan and Goal Setting Workshop

13. Informational Items *Informational items are normally provided in the form of a written report or verbal update and may not require Board action. The public may address the Board on Informational Items as they are considered by the Board. Please limit your comments to four minutes.*

- A. General Manager's Report
- B. Counsel's Report
- C. Committee and Board Liaison Reports

1. Water Conservation Commission
2. Joint City-District Committee
3. Executive Committee
4. Community Outreach Committee
5. Budget and Personnel Committee
6. M1W Board Member Liaison
7. LAFCO Liaison
8. FORA
9. WWOC Report
10. JPIA Liaison
11. Special Districts Association
12. SVBGSA Liaison (Steering Committee)

14. Board Member Requests for Future Agenda Items

15. Director's Comments *Director reports on meetings with other agencies, organizations and individuals on behalf of the District and on official District matters.*

16. Adjournment *Set or Announce Next Meeting(s), date(s), time(s), and location(s):*

*Budget Workshop: Monday, April 6, 2020, 6:30 p.m.,
Marina Council Chambers, 211 Hillcrest Avenue, Marina*

*Regular Meeting: Monday, April 20, 2020, 6:30 p.m.,
Marina Council Chambers, 211 Hillcrest Avenue, Marina*