



Marina Coast Water District

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Regular Board Meeting/Groundwater Sustainability Agency Board Meeting
Via Zoom Teleconference
September 19, 2022

Minutes

1. Call to Order:

President Shriner called the meeting to order at 6:31 p.m. on September 19, 2022 via Zoom teleconference in Marina, California. President Shriner then proceeded with a land acknowledgement. “As Marina Coast Water District celebrates its 62nd year providing publicly owned water service to its customers in Marina and the Ord Community, we acknowledge that our service area is located on the traditional lands of the Esselen people. They are known today as the Ohlone/Constanoan-Esselen Nation. We respect their elders, past, present, and emerging, for they hold the memories, traditions, culture, and hopes of the Esselen people. We also acknowledge the government of the Ohlone/Coastanoan Esselen Nation and appreciate the spiritual role it plays today in preserving the cultural, historical and heritage beliefs of the Esselen people. We are grateful that they share their traditional lands with us.”

2. Roll Call:

Board Members Present:

Jan Shriner – President
Herbert Cortez – Vice President
Thomas P. Moore
Gail Morton
Matt Zefferman

Board Members Absent:

None.

Staff Members Present:

Remleh Scherzinger, General Manager
David Hobbs, Assistant District Counsel
Derek Cray, Operations and Maintenance Manager
Mary Lagasca, Director of Administrative Services
Garret Haertel, District Engineer
Brian True, Senior Civil Engineer
Andrew Racz, Senior Civil Engineer
Teo Espero, IT Administrator
Paula Riso, Executive Assistant/Clerk to the Board

Agenda Item 2 (continued):

Audience Members:

Tony Kelsey
Andy Sterbenz, Schaaf & Wheeler
Phil Clark, Seaside Resident
Joe Pineda, MCWD
Dana Gillespie
Steve Lucas
Dan Garson

3. Public Comment on Closed Session Item:

There were no comments made.

The Board entered into closed session at 6:35 p.m. to discuss the following item:

4. Closed Session:

- A. Pursuant to Government Code 54956.9
Conference with Legal Counsel – Existing Litigation
Appeal No. A-3-MRA-19-0034 by California-American Water Company to the California Coastal Commission over Denial by the City of Marina for a Coastal Development Permit for Construction of Slant Intake Wells for the Monterey Peninsula Water Supply Project
- B. Pursuant to Government Code Section 54956.9(d)(2)
Conference with Legal Counsel – Anticipated Litigation
Significant Exposure of Litigation
One Potential Case
- C. Pursuant to Government Code Section 54956.9(d)(4)
Conference with Legal Counsel – Initiation of Litigation
One Potential Case

The Board ended closed session at 8:29 p.m. President Shriner reconvened the meeting to open session at 8:30 p.m.

5. Reportable Actions Taken During Closed Session:

Mr. David Hobbs, Assistant District Counsel, stated that there were no reportable actions taken in Closed Session.

6. Pledge of Allegiance:

Director Morton led everyone present in the pledge of allegiance.

7. Oral Communications:

No comments were made.

8. Presentations:

A. Adopt Resolution No. 2022-46 Congratulating and Recognizing Kelly Cadiente in her Retirement as the Director of Administrative Services with 12 Years of Service to MCWD:

Mr. Remleh Scherzinger, General Manager, introduced this item, thanking Ms. Cadiente for all her achievements during her tenure at the District.

Director Moore made a motion to adopt Resolution No. 2022-46 congratulating and recognizing Kelly Cadiente in her retirement as the Director of Administrative Services with 12 years of service to MCWD. Director Moore seconded the motion. Mr. Derek Cray, Operations and Maintenance Manager, thanked Ms. Cadiente for everything she has done for the District and wished her well in her retirement. The motion was passed by the following vote:

Director Moore	-	Yes	Vice President Cortez	-	Yes
Director Morton	-	Yes	President Shriner	-	Yes
Director Zefferman	-	Yes			

Ms. Paula Riso, Executive Assistant/Clerk to the Board, noted that Ms. Cadiente could not be present to the meeting as she had a prior engagement. Ms. Riso read a statement prepared by Ms. Cadiente in which she thanked the Board and staff for the opportunity to serve the District over the last 12 years and stated it was an honor to be part of this organization that values the community it serves and works hard to provide save water and wastewater collection. President Shriner read the narration of the Resolution. Director Morton commented that Ms. Cadiente did a wonderful job when attending the FORA meetings and making presentations on behalf of the District.

B. Adopt Resolution No. 2022-47 Congratulating and Recognizing Tony Kelsey in his Retirement as a System Operator II for 43 Years of Service to MCWD:

Mr. Cray introduced this item thanking Mr. Kelsey for his many years of dedicated service to the District and wished him well in his future endeavors.

Director Moore made a motion to adopt Resolution No. 2022-47 congratulating and recognizing Tony Kelsey in his retirement as a System Operator II for 43 years of service to MCWD. Director Morton seconded the motion. The motion was passed by the following vote:

Director Moore	-	Yes	Vice President Cortez	-	Yes
Director Morton	-	Yes	President Shriner	-	Yes
Director Zefferman	-	Yes			

President Shriner read the narration of the Resolution. Mr. Kelsey thanked everyone for the well wishes and expressed his gratitude for working for the District all these years.

9. Consent Calendar:

Director Morton pulled item 9-D from the Consent Calendar.

Director Morton made a motion to approve the Consent Calendar consisting of: A) Receive and File the Check Register for the Month of August 2022; B) Approve the Draft Minutes of the Regular Joint Board/GSA Meeting of August 15, 2022; C) Approve the Draft Minutes of the Special Joint Board/GSA Meeting of August 25, 2022; and, E) Adopt Resolution No. 2022-48 to Proclaim a Local Emergency, and Authorize Remote Teleconference Meetings of All District Legislative Bodies for the Following 30 Days. Director Moore seconded the motion. The motion was passed by the following vote:

Director Moore	-	Yes	Vice President Cortez	-	Yes
Director Morton	-	Yes	President Shriner	-	Yes
Director Zefferman	-	Yes			

D. Receive an Update on the Fiscal Impacts to the District due to Covid-19:

Director Morton inquired how the customers would be credited the arrearage funds received by the District and how did they qualify for the credits. Mr. Scherzinger explained that the accounts were identified by meeting certain criteria, and once the funds were received, staff began applying the funds to the identified accounts. He added that customers don't have to ask for the credits and staff was reaching out to customers who still have a remaining balance offering them payment arrangements if they were interested.

Director Morton made a motion to receive an update on the Fiscal Impacts to the District due to Covid-19. Director Moore seconded the motion. The motion was passed by the following vote:

Director Moore	-	Yes	Vice President Cortez	-	Yes
Director Morton	-	Yes	President Shriner	-	Yes
Director Zefferman	-	Yes			

10. Action Items:

- A. Adopt Resolution No. 2022-49 to Approve a Water, Sewer, and Recycled Water Infrastructure Agreement between MCWD and Shea Homes Limited Partnership for the Enclave at Cypress Grove at Seaside Resort Phase 3 Development in Seaside, CA:

Mr. True, Senior Civil Engineer, introduced this item. Director Morton asked for clarification regarding recycled water usage and how the District keeps track of how much recycled water and potable water is used for each development. Mr. True answered that the District is keeping track of all water allocated to developments.

Agenda Item 10-A (continued):

Director Moore made a motion to adopt Resolution No. 2022-49 to approve a Water, Sewer, and Recycled Water Infrastructure Agreement between MCWD and Shea Homes Limited Partnership for the Enclave at Cypress Grove at Seaside Resort Phase 3 Development in Seaside, CA. Director Morton seconded the motion. The motion was passed by the following vote:

Director Moore	-	Yes	Vice President Cortez	-	Yes
Director Morton	-	Yes	President Shriner	-	Yes
Director Zefferman	-	Yes			

- B. Adopt Resolution No. 2022-50 to Accept the Infrastructure Improvements Installed Under a Water, Sewer, and Recycled Water Infrastructure Agreement Between Marina Coast Water District and Marina Developers, Inc. for the Sea Haven Phases 3A and 3B Development Projects:

Mr. Andrew Racz, Senior Civil Engineer, introduced this item.

Director Morton made a motion to adopt Resolution No. 2022-50 to accept the infrastructure improvements installed under a Water, Sewer, and Recycled Water Infrastructure Agreement Between Marina Coast Water District and Marina Developers, Inc. for the Sea Haven Phases 3A and 3B Development Projects. Director Moore seconded the motion. The motion was passed by the following vote:

Director Moore	-	Yes	Vice President Cortez	-	Yes
Director Morton	-	Yes	President Shriner	-	Yes
Director Zefferman	-	Yes			

- C. Appoint the General Manager as a Real Property Negotiator for District and City of Marina Owned Properties:

Mr. Scherzinger introduced this item stating that the Budget and Personnel Committee recently discussed the District owned Veterinary historical building and this will allow the opportunity for discussions to begin with interested parties.

Director Moore made a motion to appoint the General Manager as a real property negotiator for District and City of Marina owned properties. Director Zefferman seconded the motion. The motion was passed by the following vote:

Director Moore	-	Yes	Vice President Cortez	-	Yes
Director Morton	-	Yes	President Shriner	-	Yes
Director Zefferman	-	Yes			

11. Informational Items:

A. General Manager's Report:

Mr. Scherzinger gave the following updates:

- 1) Mr. Scherzinger and Mr. Brent Ives are working on the Strategic Plan and plan to bring it to the October meeting.
- 2) It was great meeting with Senator Laird and his staff for their tour of the District.
- 3) The 2nd Water Forum is scheduled for September 20th at 2 p.m.
- 4) Mr. Scherzinger introduced Mr. Garrett Haertel as the new District Engineer.

B. Committee and Board Liaison Reports:

1. Budget and Personnel Committee:

Director Morton gave a brief update.

2. Executive Committee:

Vice President Cortez and President Shriner gave a brief update.

3. Community Outreach Committee:

Director Zefferman gave a brief update.

4. Joint City District Committee:

Director Morton gave a brief update.

5. M1W Board Member Liaison:

Director Moore gave a brief update and noted the next meeting is September 26th.

12. Board Member Requests for Future Agenda Items:

Vice President Cortez requested an item to amend the CIP to include a Castroville Inter-Tie Project. Director Zefferman asked to only receive the Covid Updates as needed and not a monthly report. Mr. Scherzinger suggested adding it to the quarterly budget to actuals report.

13. Director's Comments:

Director Moore, Director Morton, Director Zefferman, Vice President Cortez, and President Shriner made comments.

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14. Adjournment:

The meeting was adjourned at 9:42 p.m.

APPROVED:



Jan Shriner, President

ATTEST:



Paula Riso, Deputy Secretary