



MARINA COAST WATER DISTRICT

11 RESERVATION ROAD, MARINA, CA 93933-2099

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DIRECTORS

JAN SHRINER
President

HERBERT CORTEZ
Vice President

BRAD IMAMURA
THOMAS P. MOORE
GAIL MORTON

Agenda

Special Board Meeting, Board of Directors

Marina Coast Water District

and

Regular Board Meeting, Board of Directors

Marina Coast Water District Groundwater Sustainability Agency

Hybrid Meeting

920 2nd Avenue, Suite A, Marina, California

and

Zoom Teleconference

Monday, July 10, 2023, 6:00 p.m. PST

Staff and Board members will be attending the July 10, 2023 meeting in person. Members of the public may attend the Board meeting in person or can continue to attend remotely via Zoom conference.

Persons who are participating via telephone will need to press *9 to be acknowledged for comments. Members of the public participating by Zoom will be placed on mute during the proceedings and will be acknowledged only when public comment is allowed, after requesting and receiving recognition from the Board President. Public comment on the action item can also be submitted in writing to Paula Riso at priso@mcwd.org by 9:00 am on Monday, July 10, 2023; such comments will be distributed to the MCWD Board before the meeting.

This meeting may be accessed remotely using the following Zoom link:

<https://us02web.zoom.us/j/84929467280?pwd=d2dsTmEvTzhhQ0ZaZWRLaVc5VGk3dz09>

Passcode: 482821

To participate via phone, please call: 1-669-900-9128; Meeting ID: 849 2946 7280 Passcode: 482821

Our Mission: We provide our customers with high quality potable and recycled water, wastewater collection and conservation services that are safe, affordable, reliable and sustainable, through planning, management and the development of water resources in an environmentally sensitive manner.

- 1. Call to Order**
- 2. Roll Call**
- 3. Pledge of Allegiance**

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 District offices at 11 Reservation Road, and 920 2nd Avenue, Suite A, Marina. A complete Board packet containing all enclosures and staff materials will be available for public review on the District website, Thursday, July 6, 2023. 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: 831-883-5931.

4. 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.*

5. Closed Session

- A. Pursuant to Government Code 54957 (a)
Threat to Public Services or Facilities
Consultation With District Counsel and Information Technology Administrator
- B. Conference with Legal Counsel – Existing Litigation
(Paragraph (1) of subdivision (d) of Government Code Section 54956.9)
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)
- C. Pursuant to Government Code 54957.6
Conference with Labor Negotiators
Agency Negotiators (General Manager)
Employee Organization: Marina Coast Water District Employees Association

Reconvene to Open Session Estimated to be at 8:00 p.m.

6. 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.*

- A. Consider Adoption of Resolution No. 2023-20 to Approve the Memorandum of Understanding Between the Marina Coast Water District Employees Association and the Marina Coast Water District

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

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

Regular Meeting: Monday, July 17, 2023, 6:30 p.m.

**Marina Coast Water District
Agenda Transmittal**

Agenda Item: 6-A

Meeting Date: July 10, 2023

Prepared By: Paula Riso

Approved By: Remleh Scherzinger P.E.

Agenda Title: Consider Adoption of Resolution No. 2023-20 to Approve the Memorandum of Understanding between the Marina Coast Water District Employees Association and the Marina Coast Water District

Staff Recommendation: Adopt Resolution No. 2023-20 to approve the Memorandum of Understanding between the MCWDEA and the Marina Coast Water District.

Background: *Strategic Plan, Goal 5.0 - Our objective is to recruit and retain a highly qualified, diverse and inspired workforce that delivers the essential services of our mission statement to the public while providing outstanding customer service. Our strategy is to utilize sound policies and personnel practices, offer competitive compensation and benefits, and provide opportunities for training, development, and professional growth while ensuring a safe and secure workplace.*

The Board appointed the General Manager, Remleh Scherzinger, as the negotiator to represent the District.

Discussion/Analysis: Over the past several months, the District negotiators and the Marina Coast Water District Employees Association (MCWDEA) met several times and worked toward agreement on a Memorandum of Understanding (MOU). On June 19th, the Board met and discussed the MOU in closed session and asked for more information. Further negotiations have produced a tentative agreement on the MOU and the Board is now asked to consider final approval with an effective date of July 1, 2023.

Environmental Review Compliance: None required.

Climate Adaptation: Not applicable.

Legal Counsel Review: The District's Labor and Employment Counsel reviewed and prepared the MOU for consideration.

Financial Impact: Yes No Funding Source/Recap: Expenditures are allocated across all cost centers for salaries and benefits.

Other Considerations: If the Board cannot agree on the terms of the MOU, the Board can continue negotiations until a mutual agreement is reached.

Material Included for Information/Consideration: Resolution No. 2023-20; and, the draft MOU between the MCWDEA and the Marina Coast Water District will be provided at the meeting.

Action Required: Resolution Motion Review
(Roll call vote is required.)

Board Action

Motion By _____ Seconded By _____ No Action Taken _____

Ayes _____

Abstained _____

Noes _____

Absent _____

July 10, 2023

Resolution No. 2023-20
Resolution of the Board of Directors
Marina Coast Water District
Approving Memorandum of Understanding
Between the Marina Coast Water District Employees Association
and the Marina Coast Water District

RESOLVED by the Board of Directors (“Directors”) of the Marina Coast Water District (“District”), at a special meeting duly called and held on July 10, 2023, at 920 Second Avenue, Suite A, Marina, California, as follows:

WHEREAS, the Board appointed General Manager, Remleh Scherzinger, to represent the District in negotiations with the supervisory and general service staff; and,

WHEREAS, the District negotiators met and negotiated with representatives of the Marina Coast Water District Employees Association; and,

WHEREAS, a tentative agreement has been reached on the MOU between the Marina Coast Water District Employees Association and the Marina Coast Water District; and,

WHEREAS, the effective date of the MOU will be July 1, 2023, unless otherwise noted in the MOU.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Marina Coast Water District does hereby:

1. approve the Memorandum of Understanding between the Marina Coast Water District Employees Association and the Marina Coast Water District; and,
2. authorizes and directs the Board President, Vice President, and General Manager to execute the Agreement in substantially the same form presented at this meeting on behalf of the Marina Coast Water District, and to take all other actions necessary to fully perform the District’s obligations under the Agreement.

PASSED AND ADOPTED on July 10, 2023, by the Board of Directors of the Marina Coast Water District by the following roll call vote:

Ayes: Directors _____

Noes: Directors _____

Absent: Directors _____

Abstained: Directors _____

Jan Shriner, President

ATTEST:

Remleh Scherzinger, Secretary

CERTIFICATE OF SECRETARY

The undersigned Secretary of the Board of the Marina Coast Water District hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2023-20 adopted July 10, 2023.

Remleh Scherzinger, Secretary