



MARINA COAST WATER DISTRICT

11 RESERVATION ROAD, MARINA, CA 93933-2099

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DIRECTORS

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President

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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

**Tuesday, February 19, 2019, 6:30 p.m. PST
(Please note the date)**

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

- 1) Ag Land Trust v. Marina Coast Water District, Monterey County Superior Court Case No. M105019; Sixth Appellate District Court of Appeals Case Nos. H038550, H039559, and H043902, and related California Supreme Court petitions for review.

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, February 13, 2019. 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.

- 2) In the Matter of the Application of California-American Water Company (U210W) for Approval of the Monterey Peninsula Water Supply Project and Authorization to Recover All Present and Future Costs in Rates, California Public Utilities Commission Application (“A.”) 12-04-019
- 3) In the Matter of the Application of California-American Water Company (U 210 W) for an Order (1) Approving a Settlement Agreement with the County of Monterey and the Monterey County Water Resources Agency to Settle and Resolve Claims and Issues Between the Parties and to Promote the Development, Construction and Operation of a Water Supply Project for Monterey County on an Expedited Basis, and (2) Authorizing the Transfer of Authorized Costs Related to the Settlement Agreement to Its Special Request 1 Surcharge Balancing Account, California Public Utilities Commission Application (“A.”) 13-05-017, and related California Supreme Court petition for writ of review.
- 4) City of Marina and Marina Coast Water District, Petitioners v. Public Utilities Commission of the State of California, Respondent (California-American Water Company, et al., Real Parties in Interest), Petitions for Writ of Review, California Supreme Court Case No. S253585
- 5) 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.)
- 6) Marina Coast Water District v, California Coastal Commission (California-American Water Company, Real Party in Interest), Santa Cruz County Superior Court Case No. 15CV00267, Sixth Appellate District Court of Appeals Case No. H045468
- 7) 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)
- 8) 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)

B. Pursuant to Government Code 54957.6

Conference with Labor Negotiator

Agency Negotiator (to be determined)

Employee Organization: Marina Coast Water District Employees Association

- C. Pursuant to Government Code 54957.6
Conference with Labor Negotiator
Agency Negotiator (to be determined)
Employee Organization: Teamsters Local 890

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. Consent Calendar

- A. Receive and File the Check Register for the Month of January 2019
- B. Receive the Quarterly Financial Statements for October 1, 2018 to December 31, 2018
- C. Approve the Draft Minutes of the Joint Board/GSA Meeting of January 14, 2019
- D. Approve the Draft Minutes of the Joint Board/GSA Meeting of January 22, 2019
- E. Approve the Salinas River Stakeholders' Statement

9. 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. Receive the Marina Coast Water District FY 2018-2019 Mid-Year Report

Action: The Board of Directors will consider receiving the Marina Coast Water District FY 2018-2019 Mid-Year Report.

- B. Consider Adoption of Resolution No. 2019-12 to Approve the Reorganization of the Operations and Maintenance Department to Create One New Full-Time Electrical/Mechanical Field Supervisor Position by Replacing an Operator II Position

Action: The Board of Directors will consider approving a job description and recruitment for an Electrical Mechanical Field Supervisor position to replace an Operator II position.

- C. Consider Adoption of Resolution No. 2019-13 to Revise the Job Descriptions for the System Operator III and Operations and Maintenance Supervisor Positions

Action: The Board of Directors will consider approving the revisions to the job descriptions for the System Operator III and Operations and Maintenance Supervisor positions.

- D. Consider Adoption of Resolution No. 2019-14 to Approve a Contract with Maggoria Bros Drilling, Inc. for the Radical Injection Surge and Development Rehabilitation of Watkins Gate Well

Action: The Board of Directors will consider approving a contract with Maggoria Bros for the rehab of the Watkins Gate Well.

- E. Consider Adoption of Resolution No. 2019-15 to Amend the On-Call Engineering Professional Services Agreement with Schaaf & Wheeler for the Ord Village Lift Station Design

Action: The Board of Directors will consider amending the On-Call Engineering Professional Services Agreement with Schaaf & Wheeler for the Ord Village Lift Station Design.

- F. Consider Designating Agency Negotiator(s) to Meet and Confer with the Marina Coast Water District Employees Association and Teamsters Local 890 regarding Renewal of Memorandums of Understanding

Action: The Board of Directors will consider appointing an agency negotiator(s) to meet with the Marina Coast Water District Employees Association and Teamsters Local 890 regarding the Memorandums of Understanding that expire on June 30, 2019.

11. Staff Report

- A. Receive Sewer Flows for July 1, 2018 until December 31, 2018

12. 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
 1. Annexation Update
 2. Update on Outreach to Other Cities
 3. Response to Requested Agenda Items from January 22, 2019
- B. Counsel's Report

C. Committee and Board Liaison Reports

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

13. Correspondence

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):*

*Regular Meeting: Monday, March 4, 2019, 6:30 p.m.,
Marina Council Chambers, 211 Hillcrest Avenue, Marina*

*Monday, March 18, 2019, 6:30 p.m.
Marina Council Chambers, 211 Hillcrest Avenue, Marina*