



MARINA COAST WATER DISTRICT

11 RESERVATION ROAD, MARINA, CA 93933-2099

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DIRECTORS

THOMAS P. MOORE
President

JAN SHRINER
Vice President

HERBERT CORTEZ
PETER LE
MATT ZEFFERMAN

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**

Dual Locations

Marina Council Chambers
211 Hillcrest Avenue, Marina, California
And
1858 Waterford Drive, Moneta, VA 24121

Monday, July 15, 2019, 6:30 p.m. PST, 9:30 p.m. EST

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 Thursday, July 11, 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.

- 1) 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
- 2) 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.
- 3) 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
- 4) 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.)
- 5) 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
- 6) 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)
- 7) 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)

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. Workshop

- A. Receive a Presentation on the Updated Draft Sewer, Water and Recycled Water Master Plan Studies for the Marina and Ord Community Service Areas and Provide Direction Regarding Preparation of the Final Documents
- B. Receive a Presentation on the Updated Draft Capacity Fees for the Marina and Ord Community Service Areas and Provide Direction Regarding Preparation of the Final Documents

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9. Marina Coast Water District Groundwater Sustainability Agency Matters

A. Action Items

- 1. Consider Adoption of Resolution No. 2019-GSA01 to Authorize the General Manager to Sign, Submit and Execute a Financial Assistance Application for a Grant Agreement from the State Water Resources Control Board for Completing a Groundwater Replenishment Reuse Feasibility Study

Action: The Board of Directors will consider authorizing the General Manager to sign, submit and execute a Financial Assistance Application for a Grant Agreement for completing a Groundwater Replenishment Reuse Feasibility Study.

- 2. Consider Adoption of Resolution No. 2019-GSA02 to Approve the Greater Monterey County Integrated Regional Water Management Group’s Projects for Submittal to the State to Obtain Proposition 1 Grant Funding

Action: The Board of Directors will consider approving the Project List for the Greater Monterey County Integrated Regional Water Management Group for submittal to the State for Proposition 1 Grant Funding.

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10. Return to Marina Coast Water District Matters

11. Harassment/Sensitivity Training Workshop

- A. “Unconscious Bias with Some Harassment”

12. Consent Calendar

- A. Receive and File the Check Register for the Month of June 2019

- B. Approve the Draft Minutes of the Joint Board/GSA Meeting of June 25, 2019
- C. Consider Adoption of Resolution No. 2019-48 to Approve Prepayment of Marina Coast Water District's CalPERS Annual Employer Unfunded Accrued Liability Contribution for FY 2019-2020 in the Amount of \$184,785
- D. Consider Adoption of Resolution No. 2019-49 to Approve a Contract Extension with the Pun Group to Provide Audit Services to the District for Fiscal year 2018-2019

13. 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 Adoption of Resolution No. 2019-50 to Authorize a MCWD Contribution to the Contract for the Services Provided by the Greater Monterey County Integrated Regional Water Management Group's Coordinator

Action: The Board of Directors will consider authorizing a MCWD contribution to the contract for the services provided by the Greater Monterey County Integrated Regional Water Management Group's coordinator.

- B. Consider Adoption of Resolution No. 2019-51 to Award a Construction Contract to Brough Construction for the Inter-Garrison Road Water Distribution Pipeline Project; Amend the On-Call Professional Services Agreement with Harris & Associates to Provide Construction Inspection services; and Amend the FY 2019-2020 Capital Improvement Budget

Action: The Board of Directors will consider awarding a contract for the Inter-Garrison Pipeline Replacement Project; amend the On-Call PSA with Harris & Associates to provide construction inspection services; and, amend the FY 2019-2020 CIP budget .

- C. Consider Providing Direction Regarding Election to the Coastal Network, Seat B, of the California Special Districts Association Board

Action: The Board of Directors will consider providing direction on the election of one member to Coastal Network, Seat B, of the California Special Districts Association.

14. Staff Reports

- A. Receive the 2nd Quarter 2019 MCWD Water Consumption Report
- B. Receive the 2019 Sewer Flow Report through June 30, 2019

15. 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

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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) |

16. Board Member Requests for Future Agenda Items

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

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

Special Meeting: **Tuesday, July 30, 2019, 6:30 p.m.,
District Office, 11 Reservation Road, Marina**

Regular Meeting: **Monday, August 19, 2019, 6:30 p.m.,
Marina Council Chambers, 211 Hillcrest Avenue, Marina**