



MARINA COAST WATER DISTRICT

11 RESERVATION ROAD, MARINA, CA 93933-2099

Home Page: www.mcwd.org

TEL: (831) 384-6131 FAX: (831) 883-5995

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**

Marina Council Chambers

211 Hillcrest Avenue, Marina, California

Wednesday, January 29, 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

- 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.)

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, January 22, 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) 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
- 3) 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)
- 4) 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)
- 5) 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. Presentations

- A. Consider Adoption of Resolution No. 2020-01 in Recognition of Paul Lord, Water Conservation Specialist III, for 15 Years of Service to the Marina Coast Water District
- B. Receive a Presentation on the District's \$17,725,000 Enterprise Revenue Certificates of Participation, Series 2019

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9. Marina Coast Water District Groundwater Sustainability Agency Matters

A. Groundwater Sustainability Plan Workshop – Public Hearing

1. Close the Public Hearing and Consider Adoption of Resolution No. 2020-GSA01 to Approve the 180/400 Foot Aquifer Groundwater Sustainability Plan for the Marina Coast Water District Groundwater Sustainability Agency

Action: The Board of Directors will close the public hearing and consider approving the 180/400 Foot Aquifer Groundwater Sustainability Plan for the Marina Coast Water District Groundwater Sustainability Agency.

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10. Return to Marina Coast Water District Matters

11. Consent Calendar

- A. Receive and File the Check Register for the Month of December 2019
- B. Approve the Draft Minutes of the Regular Joint Board/GSA Meeting of December 16, 2019

12. 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 Appointments of Two Public Members to Fill the Vacant Positions on the Water Conservation Commission

Action: The Board of Directors will consider appointing two public members to fill the vacant positions on the Water Conservation Commission.

- B. Consider Adoption of Resolution No. 2020-02 to Approve Amendment No. 5 to the Professional Services Agreement with Akel Engineering Group, Inc. for Master Plans and Capacity Fees Study for Sewer, Water and Recycled Water

Action: The Board of Directors will consider approving Amendment No. 5 to the Professional Services Agreement with Akel Engineering Group, Inc. for Master Plans and Capacity Fees Study for Sewer, Water and Recycled Water to include new development.

- C. Consider Adoption of Resolution No. 2020-03 to Reject All Bids on the Regional Urban Water Augmentation Project - Recycled Water Distribution Pipelines Phase and Direct Staff to Rebid the Project

Action: The Board of Directors will consider rejecting all bids on the Regional Urban Water Augmentation Project and direct staff to rebid the project.

- D. Consider Adoption of Resolution No. 2020-04 to Approve Amendment No. 7 to the Professional Services Agreement with Carollo Engineers for Design of the Regional Urban Water Augmentation Project Distribution Mains Project

Action: The Board of Directors will consider approving Amendment No. 7 to the Professional Services Agreement with Carollo Engineers for Design of the Regional Urban Water Augmentation Project Distribution Mains Project.

- E. Consider Approving the 2019 Year in Review Report

Action: The Board of Directors will consider approving the 2019 Year in Review.

- F. Consider Adoption of Resolution No. 2020-05 to Approve Updates to the 5-Year Strategic Plan

Action: The Board of Directors will consider approving updates to the 5-Year Strategic Plan.

- G. Discuss Increasing Compensation to Directors for Attending Board Meetings

Action: The Board of Directors will discuss increasing compensation to Directors for attending Board meetings.

13. Staff Reports

- A. Receive an Update on the Ord Office Plan
- B. Receive a Report on Current Capital Improvement Projects
- C. Receive the 4th Quarter 2019 MCWD Water Consumption Report
- D. Receive the 2019 Sewer Flow Report through December 31, 2019

14. 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. Director's Report
 - 1. Receive a Report from Director Le Regarding his Attendance at the California Water Association Conference in Monterey
- D. 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)

15. Board Member Requests for Future Agenda Items

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

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

*Regular Meeting: Tuesday, February 18, 2020, 6:30 p.m.,
Marina Council Chambers, 211 Hillcrest Avenue, Marina*