



Marina Coast Water District

Special Board Meeting/Groundwater Sustainability Agency Board Meeting
November 29, 2022

Minutes

1. Call to Order:

President Shriner called the meeting to order at 6:33 p.m. on November 29, 2022, via video teleconference.

2. Roll Call:

Board Members Present:

Jan Shriner – President
Herbert Cortez – Vice President
Thomas P. Moore – joined at 6:41 p.m.
Gail Morton
Matt Zefferman

Board Members Absent:

None

Staff Members Present:

Remleh Scherzinger, General Manager
Roger Masuda, District Counsel
Patrick Breen, Water Resources Manager
Paula Riso, Executive Assistant/Clerk to the Board

Audience Members:

Mike Moeller
Andy Sterbenz
Ashley Collick
Tori Klopstock

3. Pledge of Allegiance:

Vice President Cortez led everyone present in the pledge of allegiance.

4. Marina Coast Water District Groundwater Sustainability Agency Matters:

A. Action Item:

Agenda Item 4-A (continued):

1. Receive an “Indirect Potable Reuse Feasibility Study”; and, Adopt Resolution No. 2022-GSA-03 Authorizing a Monterey Sub-basin Sustainable Groundwater Management Grant Program SGMA Implementation Grant Application:

Mr. Patrick Breen, Water Resources Manager, introduced this item noting that due to the time constraints, a more in-depth review of the Indirect Potable Reuse Feasibility Study report can be brought to the Board at a later date. Director Morton stated that she would appreciate an in-depth review when time permits.

Director Morton made a motion to receive an “Indirect Potable Reuse Feasibility Study”; and, adopt Resolution No. 2022-GSA-03 authorizing a Monterey Sub-basin Sustainable Groundwater Management Grant Program SGMA Implementation Grant Application. 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	-	Abstained			

5. Return to Marina Coast Water District Matters:

6. Public Comment on Closed Session Items:

There were no comments made.

The Board entered into closed session at 6:45 p.m. to discuss the following items:

7. Closed Session:

A. Pursuant to Government Code 54956.9

Conference with Legal Counsel – Existing Litigation

- 1) 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
- 2) City of Marina vs. RMC Lonestar [CEMEX], California-America Water Company, Marina Coast WD, et al Defendants, Monterey County Superior Court Case No. 20CV001387 (Complaint for Breach of Contract, Declaratory Relief under the Agency Act, and Tortious Interference with Existing Contract)

Agenda Item 7 (continued):

- 3) Application of California-American Water Company to Obtain Approval of the Amended and Restate Water Purchase Agreement for the Pure Water Monterey Groundwater Replenishment Project, Update Supply and Demand Estimates for the Monterey Peninsula Water Supply Project, and Cost Recovery, before the California Public Utilities Commission, Application 21-11-024

- B. Pursuant to Government Code section 54956.9(d)(4)
Conference with Legal Counsel – Initiation of Litigation
One Potential Case

The Board ended the closed session at 9:38 p.m. President Shriner reconvened the meeting to open session at 9:39 p.m.

8. Reportable Actions Taken During Closed Session:

Mr. Roger Masuda, District Counsel, stated that there were no reportable actions taken in Closed Session.

9. Directors Comments:

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

10. Adjournment:

The meeting was adjourned at 9:45 p.m.

APPROVED:



Jan Shriner, President

ATTEST:



Paula Riso, Deputy Secretary