

Marina Coast Water District

District Offices
11 Reservation Road
Marina, California

Regular Board Meeting
June 26, 2002
7:00 p.m.

Minutes

1. Call to Order/Roll Call:

President Moore called the meeting to order at 7:00 p.m. on June 26, 2002.

Board Members Present:

Tom Moore – President
David Brown – Vice-President
Emmette Randle
Kenneth Nishi
Charles Scholl

Board Members Absent:

None.

Staff Members Present:

Mike Armstrong, General Manager
Lloyd Lowrey, Legal Counsel
Dave Meza, District Engineer
Connie Chavoya, ASO Admin and Personnel
Suresh Prasad, ASO Finance and Technology
Jim Dowless, O & M Superintendent
Richard Youngblood, Water Conservation Specialist
Paula Carina, Board Clerk

Audience:

Cecil Robins, Hayashi & Wayland Accounting
Sunny Wong, Hayashi & Wayland Accounting
Lester Lee
Sherrie Payne
James Ballagh
Brian West
Alex Gallego
Richard Green
Tim Buhl

2. Oral Communications:

None.

3. Presentation:

A. Consider Awarding Five-Year Plaque and Gift Certificate to Jim Dowless, Operations and Maintenance Superintendent:

Mr. Armstrong read the narration commending Mr. Dowless for his five years of service with the District.

On motion by President Moore, seconded by Director Randle; the Board award a plaque and a \$25 gift certificate to Jim Dowless for five years of service to the District. The motion was passed.

President Moore	-	Yes	Vice-President Brown	-	Yes
Director Randle	-	Yes	Director Nishi	-	Yes
Director Scholl	-	Yes			

President Moore presented the plaque and gift certificate to Mr. Dowless.

B. Consider Awarding Twenty-Five Year Plaque and Gift Certificate to James Ballagh, Assistant Operations and Maintenance Superintendent:

Mr. Armstrong read the narration commending Mr. Ballagh for his twenty-five years of service with the District.

On motion by President Moore, seconded by Vice-President Brown; the Board award a plaque and a \$150 gift certificate to James Ballagh for twenty-five years of service to the District. The motion was passed.

President Moore	-	Yes	Vice-President Brown	-	Yes
Director Randle	-	Yes	Director Nishi	-	Yes
Director Scholl	-	Yes			

President Moore presented the plaque and gift certificate to Mr. Ballagh and wished him well on his upcoming retirement from the District.

C. Consider Awarding Certificate and Make Presentation for Employee of the Year for 2001/2002:

Mr. Armstrong read the narration commending the Operations and Maintenance team for their hard work and dedication to the District.

Agenda Item 3-C (continued):

On motion by President Moore, seconded by Director Randle; the Board award a certificate to the Operations and Maintenance team for their dedicated and outstanding service to the District. The motion was passed.

President Moore	-	Yes	Vice-President Brown	-	Yes
Director Randle	-	Yes	Director Nishi	-	Yes
Director Scholl	-		Yes		

President Moore presented the certificate to the Operations and Maintenance team.

4. Action Items:

A. Consider Adoption of Resolution No. 2002-25 Approving Audit Contract for FY 2001/2002:

Mr. Prasad introduced this item. Mr. Cecil Robbins and Ms. Sunny Wong from Hayashi and Wayland were present to answer questions from the Board.

On motion by Vice-President Brown, seconded by Director Randle; the Board approve Valvrinek, Trine, Day & Co. to perform the FY 2001/2002 audit. Discussion followed. President Moore stated that the Board could consider postponing the award of an audit contract until the Board could meet with other firms. The motion failed.

President Moore	-	No	Vice-President Brown	-	Yes
Director Randle	-	Yes	Director Nishi	-	No
Director Scholl	-		No		

On motion by Vice-President Brown, seconded by Director Scholl; the Board approve a 3-year contract with Moss, Levy & Hartzheim to perform the audit for FY 2001/2002 for \$15,950. Discussion followed. The motion was passed.

President Moore	-	Yes	Vice-President Brown	-	Yes
Director Randle	-	No	Director Nishi	-	No
Director Scholl	-		Yes		

B. Consider Adoption of Resolution No. 2002-26 Approving the Budget and Fort Ord Compensation Plan for FY 2002/2003:

Mr. Prasad introduced this item.

Action Item 4-B (continued):

On motion by Director Randle, seconded by Vice-President Brown; the Board approved the Budget and Fort Ord Compensation Plan for FY 2002/2003. Discussion followed. President Moore called the question. The motion was passed.

President Moore	-	Yes	Vice-President Brown	-	Yes
Director Randle	-	Yes	Director Nishi	-	No
		Director Scholl	-	Yes	

- C. Consider Directing Staff to (1) Review District Code Appendix C, Water Use Demand Factor "Hotel/motel/bed & breakfast" at 0.5 Acre Feet Per Unit and Recommended Appropriate Amendment at July 24, 2002 Board Meeting; and (2) Review District Code Appendices C and D and Recommend Appropriate Amendments No Later Than September 2002:

Mr. Meza introduced this item. Discussion followed.

On motion by President Moore, seconded by Director Randle; the Board directed staff to review all information in appendices C and D and bring a recommendation to the Board. The motion was passed.

President Moore	-	Yes	Vice-President Brown	-	Yes
Director Randle	-	Yes	Director Nishi	-	No
		Director Scholl	-	Yes	

- D. Consider Request by Coastal Condors Hang Gliding Club:

Mr. Prasad introduced this item. Discussion followed.

Director Scholl made a motion to approve a 3-year contract, which could be renewed annually thereafter. The Coastal Condors Hang Gliding Club would install an automatic wind monitoring system at the Beach office for \$20 per month, providing the Hang Gliding Club has liability insurance. The motion failed for lack of a second.

On motion by President Moore, seconded by Vice-President Brown; the Board approve a 3-year contract, which could be renewed annually thereafter. The Coastal Condors Hang Gliding Club would install an automatic wind monitoring system at the Beach office for \$50 per month, providing the Hang Gliding Club has liability insurance. The motion failed.

President Moore	-	Yes	Vice-President Brown	-	Yes
Director Randle	-	No	Director Nishi	-	No
		Director Scholl	-	No	

President Moore recessed the meeting from 8:45 p.m. until 8:50 p.m.

- E. Consider Adoption of Resolution No. 2002-27 Amending the Employee Recognition Program to Include a Retirement Policy:

Ms. Chavoya introduced this item. Discussion followed.

On motion by Director Scholl, seconded by Director Nishi; the Board approve Resolution No. 2002-27 amending the Employee Recognition Program to include a retirement policy in which employees retiring after 20 years of service receive \$50 per year, after taxes. The resolution and policy will be amended to show those changes. The motion was passed.

President Moore	-	Yes	Vice-President Brown	-	Yes
Director Randle	-	Yes	Director Nishi	-	Yes
		Director Scholl	-	Yes	

- F. Consider Review Process for Draft Meeting Minutes of Meetings of the Board of Directors:

Mr. Armstrong introduced this item. Discussion followed.

On motion by Director Randle, seconded by Vice-President Brown; the Board approve the review process by the Budget & Personnel Committee to review draft Board meeting minutes. The motion failed.

President Moore	-	No	Vice-President Brown	-	Yes
Director Randle	-	Yes	Director Nishi	-	No
		Director Scholl	-	Abstained	

- G. Receive a Report from the District Representatives Meeting with the MRWPCA Regarding the Joint Regional Urban Recycled Water Project and Provide Direction:

Mr. Armstrong introduced this item. President Moore briefed the Board on the outcome of the May 30, 2002 meeting between the Monterey Regional Water Pollution Control Agency and the District.

President Moore noted that it was 10:00 p.m. and asked if any Director would like to make a motion to adjourn the meeting.

On motion by Vice-President Brown, seconded by Director Randle; the Board adjourn the meeting. With a vote of 2-Ayes, 3-Noes, 0-Absent, the motion failed.

Vice-President Brown left the meeting at 10:04 p.m.

Discussion was held on who should attend the future negotiating sessions for the District and what guidance should be given to the Committee. Director Nishi stated his concerns that no Board guidance was provided.

5. Consent Calendar:

On motion by Director Randle, seconded by Director Scholl; the Board approve Consent Calendar as presented. The motion was passed.

President Moore	-	Yes	Vice-President Brown	-	Absent
Director Randle	-	Yes	Director Nishi	-	No
		Director Scholl	-	Yes	

Staff responded to questions from the Board.

6. Informational Items:

A. General Manager's Report:

No Comments.

B. Staff Report:

Mr. Lowrey reminded the Directors of the need to turn in their Statement of Economic Interest in order to meet State law requirements.

C. Strategic Plan Update:

No comments.

D. Committee and Board Liaison Reports:

1. Water Conservation Commission:

No comments.

2. Operations and Maintenance Committee:

Director Nishi questioned if the O&M Committee had met. He requested that the status of the O&M Committee be placed on the next agenda.

3. Budget and Personnel Committee:

No comments.

4. Projects and Planning Committee:

No comments.

5. Joint City-District Committee:

No comments.

6. MRWPCA Board Member:

No comments.

7. LAFCO:

Director Moore reported briefly on the results of the balloting.

8. JPIA:

No comments.

E. District Correspondence:

No comments.

F. Director's Comments:

Director Nishi stated his concerns on how the President is conducting the Board meetings and also requested that in the future all Committee meetings be taped.

Director Scholl questioned if all consultants could be present at meetings when proposals are being presented to the Board. He also stated he would like the District to be good neighbors

The Board entered into closed session at 10:15 p.m.

7. Closed Session:

- A. Pursuant to Government Code Section 54956.9
Conference with Legal Counsel-Anticipated Litigation
Initiation of Litigation pursuant to subdivision (c) of Section 54956.9
1 case

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The Board returned to Open Session at 10:29 p.m.

8. Possible Action on Closed Session Items:

Information was provided by legal counsel with no action taken by the Board.

10. Adjournment:

The meeting was adjourned at 10:30 p.m.

APPROVED:

Thomas P. Moore, President

ATTEST:

Michael D. Armstrong, General Manager