

Marina Coast Water District

District Offices  
11 Reservation Road  
Marina, California

Special Board Meeting  
March 25, 2010  
6:00 p.m.

**Minutes**

1. Call to Order:

President Nishi called the meeting to order at 6:00 p.m. on March 25, 2010.

2. Roll Call:

Board Members Present:

Ken Nishi – President  
Bill Lee – Vice President  
Howard Gustafson  
Dan Burns  
Tom Moore

Board Members Absent:

None.

Staff Members Present:

Jim Heitzman, General Manager  
Lloyd Lowrey, Legal Counsel  
Carl Niizawa, Deputy General Manager/District Engineer  
Paula Riso, Executive Assistant

Audience Members:

None.

3. Pledge of Allegiance:

Director Gustafson led everyone present in the pledge of allegiance.

4. Oral Communications:

None.

The Board entered into closed session at 6:01 p.m.

5. Closed Session:

- A. Pursuant to (Subdivision (a) of Government Code Section 54956.9)  
Conference with Legal Counsel -- Existing Litigation  
Name of case: California Public Utilities Commission Proceeding A.04-09-019, "In the Matter of the Application of California-American Water Company (U 210 @) for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future Costs in Connection Therewith in Rates."
- B. Pursuant to Government Code 54956.8  
Conference with Real Property Negotiator (General Manager, Legal Counsel)  
Property: D/E Reservoir Site and Surrounding Land  
Negotiating Parties: MCWD and the City of Seaside  
Under Negotiation: Consideration and Terms

The Board reconvened to open session at 8:00 p.m.

6. Possible Action on Closed Session Item:

Mr. Lloyd Lowrey, Legal Counsel, stated that no action was taken in closed session and instruction was given to Legal Counsel and the negotiators. The Board set additional special meeting dates of March 30, 2010 at 6:30 p.m. to discuss closed session item B, Seaside Agreement; and, Monday, April 5, 2010 to discuss closed session item A, Water Purchase Agreement and Settlement. The next regularly scheduled Board meeting is April 13, 2010.


7. Director's Comments:

President Nishi thanked the Board for attending all these special meetings especially since there is a lot going on.

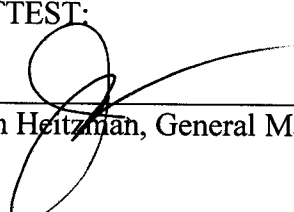
8. Adjournment:

The meeting was adjourned at 8:02 p.m.

APPROVED:

  
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Kenneth K. Nishi, President

ATTEST:

  
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Jim Heitzman, General Manager