



MARINA COAST WATER DISTRICT

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August 8, 2012

Mr. Nourdin Khayata
City of Marina, Public Works Division
211 Hillcrest Ave
Marina, CA 93933

Subject: Marina Teen Center – City of Marina letter dated June 26, 2012

Mr. Khayata:

This letter is in response to the City of Marina letter dated June 26, 2012 regarding a June 12, 2012 meeting between the City of Marina (City) and the Marina Coast Water District (District).

The letter states, “The City had agreed with the District to a scope of work and monies” to bring the Marina Teen Center into compliance and “[t]o date the District has not pursued the work.” The City also restates its position “that this work is to be administered and managed by the District as previously agreed.”

The District would like to reiterate to the City that this project is a City of Marina project which is out of compliance from the City’s permitted construction plans. The City, not the District, has the obligation to pursue this work and complete the project per the approved set of plans.

District staff has worked diligently in trying to assist the City in remedying the existing deficiencies of the Marina Teen Center Project. The District has spent time, provided assistance, and engaged in finding a solution and contractor for the City on this project. At any time the City could have pursued, contracted, and completed this work itself. City staff has indicated at several meetings that they have the monies available and set aside to do the work.

The District has indicated that a landscape connection is required for your project (MCWD Standard 700.8). District staff has found means, though the modification of the planned construction work, to have the landscape connection and lessen the overall scope of work for the proposed contractor. This can be accomplished by retaining, instead of demolishing, the existing water lateral. The existing lateral can serve as the required landscape connection. The contractor, however, has refused to lower his quote to match

the smaller scope of work. District staff has asked the City staff to discuss this matter with the contractor.

City staff was initially OK with the concept of a smaller work scope and lower overall cost to the City for the solution to the Teen Center issue. However, more recently, City staff indicated will not approve a landscape connection without authorization from the City Council. City staff has also indicated they plan to only complete the work necessary to fix the existing deficiencies and complete the project per the approved plans.

District staff believes that a plan and means to achieve resolution of the Teen Center issue. We would request that City staff look to get any needed approvals for such and facilitate a resolution of this.

If you have any further questions or need any other assistance, please contact either myself (831) 883-5925 or Sean Knight at (831) 883-5930.

Respectfully,

A handwritten signature in black ink, appearing to read 'Carl Niizawa', with a long horizontal flourish extending to the right.

Carl Niizawa
Deputy General Manager/District Engineer
Marina Coast Water District

cc: Doug Yount, Interim City Manager, City of Marina
Jim Heitzman, General Manager
Sean Knight, Associate Engineer

Enclosed: City of Marina Letter Dated June 26, 2012
City of Marina Exhibit A