



Marina Coast Water District

Regular Board Meeting/Groundwater Sustainability Agency Board Meeting
Via Zoom Teleconference
July 19, 2021

Minutes

1. Call to Order:

President Shriner called the meeting to order at 6:33 p.m. on July 19, 2021 via Zoom teleconference in Marina, California. She then proceeded with a land acknowledgement. “As Marina Coast Water District celebrates its 60th year providing publicly owned water service to its customers in Marina and the Ord Community, we acknowledge that our service area is located on the traditional lands of the Esselen people. They are known today as the Ohlone/Costanoan-Esselen Nation. We respect their elders, past, present, and emerging, for they hold the memories, traditions, culture, and hopes of the Esselen people. We also acknowledge the government of the Ohlone/Costanoan Esselen Nation and appreciate the spiritual role it plays today in preserving the cultural, historical and heritage beliefs of the Esselen people. We are grateful that they share their traditional lands with us.”

2. Roll Call:

Board Members Present:

Jan Shriner – President
Thomas P. Moore – Vice President
Herbert Cortez
Gail Morton
Matt Zefferman

Board Members Absent:

None

Staff Members Present:

Remleh Scherzinger, General Manager
Roger Masuda, District Counsel
Kelly Cadiente, Director of Administrative Services
Derek Cray, Operations and Maintenance Manager
Rose Gill, Human Resources/Risk Administrator
Patrick Breen, Water Resources Manager
Teo Espero, IT Administrator
Paula Riso, Executive Assistant/Clerk to the Board

Audience Members:

Andrew Sterbenz, Schaaf & Wheeler
Keisha Hurst, Anthem

3. Public Comment on Closed Session Items:

There were no comments.

The Board entered into closed session at 6:35 p.m. to discuss the following items:

4. Closed Session:

- A. Pursuant to Government Code 54957.6
Conference with Labor Negotiators
Agency Negotiator (To be determined)
Employee Organization: Marina Coast Water District Employees Association

- B. Pursuant to Government Code 54957.6
Conference with Labor Negotiators
Agency Negotiator (To be determined)
Employee Organization: Teamsters Local 890

- C. Pursuant to Government Code 54956.9
Conference with Legal Counsel – Existing Litigation
 - 1) Marina Coast Water District v. Trustees of the California State University, and Does 1-20; Monterey Superior Court Case No. 21CV001296 (Verified Complaint for Declaratory and Injunctive Relief)

The Board ended closed session at 7:09 p.m. President Shriner reconvened the meeting to open session at 7:10 p.m.

5. Reportable Actions Taken During Closed Session:

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

6. Pledge of Allegiance:

Director Zefferman led everyone present in the pledge of allegiance.

7. Oral Communications:

There were no comments made.

8. Diversity Training:

- A. Diversity in the Workplace – Provided by Anthem EAP:

Ms. Keisha Hurst, Anthem, provided diversity training from 7:13 p.m. to 8:03 p.m.

9. Marina Coast Water District Groundwater Sustainability Agency Matters:

A. Action Items:

1. Consider Adoption of Resolution No. 2021-GSA01 to Approve Amendment No. 3 to the Professional Services Agreement with EKI Environment & Water, Inc. for Groundwater Sustainability Planning & Implementation:

Mr. Patrick Breen, Water Resources Manager, introduced this item. The Board asked clarifying questions.

Vice President Moore made a motion to adopt Resolution No. 2021-GSA01 to approve Amendment No. 3 to the Professional Services Agreement with EKI Environment & Water, Inc. for Groundwater Sustainability Planning & Implementation. Director Morton seconded the motion. The motion was passed by the following vote:

Director Cortez	-	Yes	Vice President Moore	-	Yes
Director Morton	-	Yes	President Shriner	-	Yes
Director Zefferman	-	Yes			

10. Return to Marina Coast Water District Matters:

11. Consent Calendar:

Director Zefferman requested to pull items B and E from the Consent Calendar. Director Morton also requested to pull items C and E from the Consent Calendar.

Vice President Moore made a motion to approve the Consent Calendar consisting of: A) Receive and File the Check Register for the Month of June 2021; and, D) Adopt Resolution No. 2021-40 to Approve Prepayment of Marina Coast Water District's CalPERS Annual Employer Unfunded Accrued Liability Contribution for FY 2021-2022 in the Amount of \$275,085. Director Zefferman seconded the motion. The motion was passed by the following vote:

Director Cortez	-	Yes	Vice President Moore	-	Yes
Director Morton	-	Yes	President Shriner	-	Yes
Director Zefferman	-	Yes			

B. Approve the Draft Minutes of the Regular Joint Board/GSA Meeting of June 21, 2021:

Director Zefferman stated that in the minutes, for Item 5, Mr. Masuda reported out a 4-0 vote in closed session when it should have been a 3-1 because he had abstained from the vote. Mr. Scherzinger provided revised language for the minutes as follows: "Mr. Roger Masuda, District Counsel, reported that on a 3-1 vote with Director Morton, Vice President Moore, and President Shriner voting yes, and Director Zefferman abstaining, the Board authorized a cross appeal to be filed in agenda item 4-A2."

Agenda Item 11-B (continued):

Director Zefferman made a motion to approve the draft minutes of the regular joint Board/GSA meeting of June 21, 2021, with the language amendment to Item 5. Vice President Moore seconded the motion. The motion was passed by the following vote:

Director Cortez	- Abstained	Vice President Moore	- Yes
Director Morton	- Yes	President Shriner	- Yes
Director Zefferman	- Yes		

- C. Adopt Resolution No. 2021-39 to Authorize the General Manager to Sign a Memorandum of Understanding between Marina Coast Water District and the Monterey Peninsula Unified School District Regarding the Water Conservation Education Program:

Director Morton questioned the deliverables for the program. Mr. Breen answered that District staff keeps close track of the deliverables. Director Morton commented that the City of Marina also pays for educational services to Monterey Peninsula Unified School District for programs and suggested discussing it in more depth at the next Joint City District Committee.

Director Morton made a motion to adopt Resolution No. 2021-39 to authorize the General Manager to sign a Memorandum of Understanding between Marina Coast Water District and the Monterey Peninsula Unified School District regarding the Water Conservation Education Program. Vice President Moore seconded the motion. The motion was passed by the following vote:

Director Cortez	- Yes	Vice President Moore	- Yes
Director Morton	- Yes	President Shriner	- Yes
Director Zefferman	- Yes		

- E. Adopt Resolution No. 2021-41 to Approve an Update to the District Procurement Policy:

The Board asked clarifying questions regarding the proposed procurement authority limits and threshold increases.

Director Morton made a motion to adopt Resolution No. 2021-41 to approve an update to the District Procurement Policy. Vice President Moore seconded the motion. The motion was passed by the following vote:

Director Cortez	- Yes	Vice President Moore	- Yes
Director Morton	- Yes	President Shriner	- Yes
Director Zefferman	- Yes		

12. Action Items:

- A. Adopt Resolution No. 2021-42 to Approve the Purchase of a New John Deere 410L Backhoe from Pape Machinery for the Operations and Maintenance Department:

Mr. Derek Cray, Operations and Maintenance Manager, introduced this item.

Agenda Item 12-A (continued):

The Board asked clarifying questions regarding the vehicle replacement fund.

Director Morton made a motion to adopt Resolution No. 2021-42 to approve the purchase of a new John Deere 410L Backhoe from Pape Machinery for the Operations and Maintenance Department; and, that any salvage value from the sale of the old backhoe be returned to the vehicle replacement fund. Vice President Moore seconded the motion. The motion was passed by the following vote:

Director Cortez	-	Yes	Vice President Moore	-	Yes
Director Morton	-	Yes	President Shriner	-	Yes
Director Zefferman	-	Yes			

B. Adopt Resolution No. 2021-38 to Approve a Revision to the Board Procedures Manual – Section 36 – Board Member Compensation:

Mr. Scherzinger introduced this item. He provided the proposed language change “Each member of the Board of Directors will receive compensation for his/her services at a rate of \$50 for attending each District Board/Committee meeting.” Mr. Scherzinger noted that there was a six-meeting limit per month. Discussion and clarification followed.

Director Cortez made a motion to adopt Resolution No. 2021-38 to approve a revision to the Board Procedures Manual – Section 36 – Board Member Compensation. Vice President Moore seconded the motion. The motion passed by the following vote:

Director Cortez	-	Yes	Vice President Moore	-	Yes
Director Morton	-	Yes	President Shriner	-	Yes
Director Zefferman	-	Yes			

13. Staff Reports:

A. Receive an Update on the Fiscal Impacts to the District due to Covid-19:

Ms. Cadiente introduced this item and reviewed the revenues, and delinquent accounts.

B. Receive the 2nd Quarter 2021 MCWD Water Consumption Report:

Ms. Cadiente reviewed this item.

C. Receive the 2nd Quarter 2021 Sewer Flow Report:

Ms. Cadiente reviewed this item.

D. Receive 2nd Quarter Report on Pure Water Monterey and MCWD Recycled Water Flows through March 31, 2021:

Mr. Cray introduced this item. Discussion followed with Vice President Moore asking that the graph be redone beginning with 0.00 and put in acre feet.

E. Receive a Report on Potable Water Production through June 30, 2021:

Mr. Cray introduced this item. Mr. Scherzinger noted that he would work with Mr. Cray to put an annual average on the graph.

Noting the time, President Shriner asked if anyone wanted to make a motion.

Vice President Moore made a motion to complete the agenda so long as it doesn't go past 10:15 p.m. Director Zefferman seconded the motion. The motion passed by the following vote:

Director Cortez	-	Yes	Vice President Moore	-	Yes
Director Morton	-	No	President Shriner	-	Yes
Director Zefferman	-	Yes			

14. Informational Items:

A. General Manager's Report:

Mr. Scherzinger stated that he recently met with Monterey One Water to discuss MCWD's 600 acre feet of Advanced Water Treatment per the agreement.

B. Counsel's Report:

There was no report.

C. Committee and Board Liaison Reports:

1. Water Conservation Commission:

Mr. Breen stated no meeting was held.

2. Joint City District Committee:

Director Zefferman stated no meeting was held.

3. Executive Committee:

Vice President Moore stated they met on July 13th and the next meeting is August 3rd. President Shriner gave a brief update.

4. Community Outreach Committee:

Director Cortez stated they met on July 13th and gave a brief update.

5. Budget and Personnel Committee:

Director Cortez and President Shriner gave a brief update.

6. M1W Board Member:

Vice President gave a brief update.

7. LAFCO Liaison:

Director Cortez stated there was nothing to report.

8. JPIA Liaison:

Director Morton stated there was nothing to report.

9. Special Districts Association Liaison:

Vice President Moore stated the next meeting is scheduled for July 20th.

10. MCWD/SVBGSA Steering Committee:

Mr. Breen said the meeting was canceled.

15. Closed Session:

- A. Pursuant to Government Code 54957
Public Employee Performance Evaluation
Title: General Manager

Director Zefferman proposed to table this item until the August 2nd special meeting.

17. Board member Requests for Future Agenda Items:

Vice President Moore asked if the Board could receive their compensation via direct deposit. Mr. Scherzinger noted that he would bring information back to the appropriate committee meeting. President Shriner noted that the Board members can email in their requests.

18. Director's Comments:

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

19. Adjournment:

The meeting was adjourned at 10:11 p.m.

APPROVED:



Jan Shriner, President

ATTEST:



Paula Riso, Deputy Secretary