



Marina Coast Water District

Special Board Meeting/Groundwater Sustainability Agency Board Meeting
Via Zoom Teleconference
August 2, 2021

Minutes

1. Call to Order:

President Shriner called the meeting to order at 6:31 p.m. on August 2, 2021 via Zoom teleconference in Marina, California.

2. Roll Call:

Board Members Present:

Jan Shriner – President
Thomas P. Moore – Vice President
Herbert Cortez – arrived at 7:03 p.m.
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
Patrick Breen, Water Resources Manager
Paula Riso, Executive Assistant/Clerk to the Board

Audience Members:

Kim Adamson, Liberty Power	Tim O'Halloran
Marc Kelly	Hans Ongchua
Melodie Chrislock	Christopher Neeley
Liesbeth Visscher	Wallace Notley
Michael Warburton	Margie Kay
William Hood	Richard Fetik
Mary Adams	Karen Paull
Susan Schiavone	Demetrio Pruneda
Catherine Stedman	Marli Melvin
Alison Kerr	
Alvin Edwards	
George Riley	
Sara Wan	

3. Pledge of Allegiance:

Director Morton led everyone present in the pledge of allegiance.

4. Oral Communications:

There were no comments made.

5. Presentation:

A. Receive a Presentation from Liberty Power on Their Proposed Brackish Desalination Project:

Ms. Kim Adamson, Liberty Power, gave a presentation on the proposed project which is a brackish desalination plant to be located near Dolan Road in Moss Landing.

Director Cortez joined the meeting at 7:03 p.m.

The Board asked clarifying questions regarding location, power supply, purchase agreements, shareholders, etc. Vice President Moore asked for a list of places with extraction barriers throughout the world. President Shriner asked for a copy of the map.

Ms. Margie Kay, public member, noted the map Ms. Adamson shared was not the entire coastal zone of North County, only the Moss Landing zone, and asked that it be looked at further.

Ms. Marli Melvin, public member, asked for more detail on the process of treating the brine and how any toxic materials that might seep into the brackish water would be handled.

Mr. William Hood, public member, inquired on where funding would come from; what direction the pipes were going; and the project would be better if it were public agency and not controlled by the CPUC.

Ms. Melodie Chrislock, public member, questioned the supply, or lack of supply, of water to the Peninsula.

Ms. Adamson answered the public's questions.

6. Action Item:

A. Adopt Resolution No. 2021-43 to Approve a Contract with the Pun Group to Provide Audit Services to the District:

Ms. Kelly Cadiente, Director of Administrative Services, introduced this item. The Board asked clarifying questions.

Agenda Item 6-A (continued):

Vice President Moore made a motion to adopt Resolution No. 2021-43 to approve a contract with the Pun Group to provide audit services to the District. Director Morton seconded the motion. Vice President Moore amended his motion to include paragraphs 4 and 5 of the contract answered appropriately. Director Morton seconded the amended motion. The motion was passed by the following vote:

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

7. Public Comment on Closed Session Items:

There were no comments.

The Board entered into closed session at 8:17 p.m. to discuss the following items:

8. Closed Session:

A. Pursuant to Government Code 54956.9

Conference with Legal Counsel – Existing Litigation

- 1) Bay View Community DE, LLC; Bryan Taylor; Greg Carter; and Brooke Bilyeu vs Marina Coast Water District; Board of Directors of Marina Coast Water District; County of Monterey and Does 1-25, inclusive, Monterey County Superior Court Case No. 18CV000765 (Petition for Writ of Mandate or Administrative Mandate, and Complaint for Declaratory and Injunctive Relief and Breach of Contract)
- 2) California-American Water Company, Real Party in Interest vs Marina Coast Water District, Court of Appeal, Sixth Appellate District Case No. (to be assigned; Cal-Am filed Notice of Appeal on May 25, 2021) (CalAm’s appeal of decision by Trial Court in MCWD’s favor in MCWD’s Monterey County Superior Court Case No. 19CV003305 (Petition for Writ of Mandate and Complaint for Injunctive Relief))

B. Pursuant to Government Code 54956.8

Conference with Real Property Negotiator

Property: Approximately 450AF of Recycled Water

Negotiating Parties: City of Seaside and MCWD Negotiators (to be determined)

Under Negotiation: Price and Terms

C. Pursuant to Government Code 54957

Public Employee Performance Evaluation

Title: General Manager

The Board ended closed session at 10:05 pm. President Shriner reconvened the meeting to open session at 10:06 p.m.

During Closed Session, Director Morton made a motion to continue past 10:00 p.m. 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			

9. Reportable Actions Taken During Closed Session:

President Shriner stated that the General Manager was appointed as the negotiator for Item 8-B.

10. Board Member Requests for Future Agenda Items:

President Shriner noted that the Board members can email in their requests.

11. Director's Comments:

There were no comments.

12. Adjournment:

The meeting was adjourned at 10:07 p.m.

APPROVED:



Jan Shriner, President

ATTEST:



Paula Riso, Deputy Secretary