

Minutes
Joint City/District Committee Meeting

October 24, 2018

1. Call to Order:

The Joint City/District Committee was called to order at 5:32 p.m. In attendance were:

- Committee members: MCWD Director Tom Moore, MCWD Director Bill Lee (Alternate), and Marina Councilmember Gail Morton.
- Staff: Keith Van Der Maaten and Paula Riso attended for Marina Coast Water District, and Layne Long attended for the City of Marina.
- Public: Evy Smith, Joel Johnson, Jackie Perry, Kelly Newman, Douglas Newman, and Ben Smith

2. Public Comments on Any Item Not on the Agenda:

There were no public comments.

3. Approve the Draft Minutes of August 29, 2018:

Director Moore made a motion to approve the minutes of August 29, 2018. Councilmember Morton seconded the motion. With a vote of 2-Ayes, 0-Noes, 1-Abstained (Lee), 1-Absent (Brown), the August 29, 2018 minutes were passed.

4. The Joint Committee May Discuss the Following Items of Mutual Interest to the City and District:

a. Hot Water Recirculation Inspection:

Mr. Van Der Maaten introduced this item and noted that this item has come before both the District Board and City Council. Councilmember Morton commented that the inspection roles were confusing. Mr. Long stated that Building Inspectors look for compliance with codes, but ultimately, builders and contractors are responsible for meeting the codes. Mr. Van Der Maaten said that the District and City staff have met to discuss the inspection process and are now in sync with each other.

Ms. Newman voiced her concerns noting that this began when the building permits were signed off without the hot water recirculation systems installed, and that the water meters were installed despite other deficiencies in the inspections. She stated that they were at this meeting to request that MCWD revoke the letter they sent to Shea Homes allowing the installation of Grundfos retrofitting units in the deficient homes. Ms. Newman said that they had concerns with the Grundfos unit and didn't feel it was suitable for their needs. She said that Shea was using the letter from MCWD to force the homeowners to accept installation of the Grundfos unit, which was why they wanted MCWD to revoke it. Discussion followed.

Ms. Smith commented on the 2016 correspondence between MCWD and Shea Homes and voiced her irritation with MCWD giving in to Shea's demands by letting them put in the retrofit.

Item 4a (continued):

Director Moore suggested the City of Marina issue a letter to Shea Homes explaining the requirements of a “properly installed retrofit device”.

Ms. Smith discussed the issues with the inspections and how certain deficiencies should have been noticed. She had a list of demands from the homeowners. The demands are as follows:

- MCWD should enforce standard specifications in their agreements, and work with the City to have inspectors on hand to do this. Fees can be increased to allow this inspection.
- Homeowners would like to have credit for 20-30% of their water bill (the entire bill, not just the water portion), for the 2 ½ years they had to endure no hot water.

Ms. Newman reiterated that Shea was using the MCWD letter as the reason for only installing Grundfos unit, and that unit was not suitable for all homeowners.

Councilmember Morton recapped that the homeowners were looking for the City and MCWD to coordinate better with regards to inspections it ensure standard specifications are met. She added that they also want MCWD to revoke a letter sent to Shea Homes, and credit their accounts for lost water. Councilmember Morton commented that the credit should likely come from Shea Homes, not MCWD. She also said that the City was considering writing a formal letter as to supporting that Shea Homes needs to go back and install the systems correctly or specify what codes they are required to meet.

Ms. Smith stated that the City was culpable for not ensuring the thermal expansion tanks were installed and that the hot water lines were not insulated. She said they also wanted the City to reimburse the loss for energy costs for 2 ½ - 3 years since the lines were not insulated. Discussion followed.

Ms. Smith asked how they could follow up to ensure the actions are done. Councilmember Morton stated that they could write letters to the City and MCWD.

b. Annexation:

Mr. Van Der Maaten said following the Settlement Agreement, new maps were created and submitted to LAFCO. He added that there should be a LAFCO public hearing in January.

c. FORA Transition:

Director Moore stated that the District is still working on Service Agreements with all the jurisdictions. Mr. Van Der Maaten added that they were waiting for feedback from the jurisdictions. Discussion on water allocation followed. Councilmember Morton said that the City took a formal position and wrote a letter opposing any extension of FORA, opposed any extension of the CFD, and opposed any other organization taking over after FORA.

d. Planning of Future Water Supplies:

1. Sustainable Groundwater Management Agency:

Mr. Van Der Maaten affirmed that the District is moving ahead.

2. Monterey Peninsula Water Supply Project:

Councilmember Morton stated that the City has filed a request for Writ Review with the Supreme Court.

3. Regional Urban Water Augmentation Project/Pure Water Monterey Project:

Councilmember Morton voiced her dislike of FORA providing funds to the Pure Water Monterey Project as it does not provide water to the former Fort Ord. Mr. Van Der Maaten stated that the transmission line is complete, and the distribution design is moving forward.

5. Committee Member Comments and Identification of Agenda Items for the Next Committee Meeting:

The same items will return to the next meeting.

6. Adjournment:

Meeting adjourned at 6:57 p.m.