

Marina Coast Water District

District Offices  
11 Reservation Road  
Marina, California

Regular Board Meeting  
August 27, 2008  
6:45 p.m.

**Minutes**

1. Call to Order:

President Gustafson called the meeting to order at 6:45 p.m. on August 27, 2008.

2. Roll Call:

Board Members Present:

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

Board Members Absent:

None.

Staff Members Present:

Jim Heitzman, General Manager  
Lloyd Lowrey, Legal Counsel  
Brian True, Interim District Engineer  
Suresh Prasad, Director of Finance  
Barbara Montanti, Customer Service Assistant

Audience:

Leif Coponen, Schaaf & Wheeler  
Bob Holden, MRWPCA

The Board entered into closed session at 6:46 p.m.

3. Closed Session:

- A. Pursuant to Government Code Section 54956.95  
Liability Claims  
Claimant: El Rancho Mobile Home Park and Shopping Center  
Agency Claimed Against: Marina Coast Water District

The Board ended closed session at 6:54 p.m.

President Gustafson reconvened the meeting to open session at 7:00 p.m.

4. Possible Action on Closed Session Items:

President Gustafson stated that direction was given and no action was taken.

5. Pledge of Allegiance:

President Gustafson led everyone present in the pledge of allegiance.

6. Oral Communications:

None.

7. Consent Calendar:

Director Moore requested to pull item B from the Consent Calendar. Mr. Jim Heitzman, General Manager, requested to pull item A from the Consent Calendar.

Director Burns made a motion to approve the Consent Calendar consisting of item C) Approve the Draft Minutes of the Regular Board Meeting of August 13, 2008. Director Lee seconded the motion. The motion was passed.

Director Moore	-	Yes	Vice President Nishi	-	Yes
Director Lee	-	Yes	President Gustafson	-	Yes
Director Burns	-	Yes			

A. Adopt Resolution No. 2008-40 to Amend the Professional Services Agreement with Schaaf & Wheeler, Consulting Civil Engineers, for On-Call Plan Check Services:

Mr. Heitzman pointed out a correction to the transmittal and resolution where it shows that Schaaf & Wheeler provides service to the District for on-call plan check services at a six percent discount. This job was bid out, so there is no discount.

Director Burns made a motion to adopt the revised Resolution No. 2008-40 amending the Professional Services Agreement with Schaaf & Wheeler, Consulting Civil Engineers, for On-Call Plan Check Services. Director Lee seconded the motion. The motion was passed.

Director Moore	-	Yes	Vice President Nishi	-	Yes
Director Lee	-	Yes	President Gustafson	-	Yes
Director Burns	-	Yes			

B. Approve the Draft Minutes of the Regular Board Meeting of July 23, 2008:

Director Moore requested to leave the word “meeting” in the minutes at the bottom of page 7 of the July 23, 2008 minutes and approve the other changes.

Director Moore made a motion to approve the draft minutes of the regular Board meeting of July 23, 2008 and reinserting the word “meeting” to the bottom of page 7 of the minutes. Director Lee seconded the motion. The motion was passed.

Director Moore	-	Yes	Vice President Nishi	-	Yes
Director Lee	-	Yes	President Gustafson	-	Yes
Director Burns	-	Yes			

8. Action Items:

- A. Consider Adoption of Resolution No. 2008-41 to Amend the Professional Services Agreement with Schaaf & Wheeler for General Engineering Services for Project Management, Construction Management, and Inspection for the D & E Zone Reservoir Project:

Mr. Heitzman pulled this item and asked that no action be taken on it.

9. Staff Report:

- A. Receive Report Regarding Current District Policies as They Pertain to Capacity Charges and Monthly Minimum Water Charges:

Mr. Heitzman introduced this item. Mr. Brian True, Interim District Engineer, stated that this staff report was in response to a Board request made at the last Board meeting and he was available to answer any questions. There were no questions forthcoming.

11. Informational Items:

- A. General Manager’s Report:

Mr. Heitzman announced that the REPOG meeting was canceled for September due to a lack of funding. At this time, only the Marina Coast Water District and California American Water Company have committed to continuing the funding. The Monterey County Water Resources Agency will be holding a special meeting to further consider participating in the REPOG. Castroville Community Services District has shown an interest but does not have anything on their agenda as of yet.

B. District Engineer's Report:

Mr. True stated that he had nothing to report.

C. Counsel's Report:

Mr. Lowrey stated that the Cease and Desist Hearing is continuing in Sacramento and the Planning and Conservation League, called Mr. Steve Kasower, REPOG, to testify at the proceedings of the Carmel River. It was very clear that the Planning and Conservation League and the Environmental Community are enthusiastic about the process of the REPOG project.

D. Committee and Board Liaison Reports:

1. Water Conservation Commission:

No comments.

2. Joint City-District Committee:

The meeting was canceled.

3. MRWPCA Board Member:

Vice President Nishi stated the meeting was boilerplate. Director Burns asked if the letter from the District was sent to MRWPCA as requested at the last Board meeting. Mr. Heitzman answered that he would look into it.

4. LAFCO Liaison:

Vice President Nishi stated that there was discussion on the "Steiny" annexation and the Carmel Valley Corporation timeline.

4. JPIA Liaison:

No comments.

5. Monterey Bay Regional Water Authority:

No comments.

6. FORA:

Vice President Nishi commented that FORA passed the rates for the District.

8. Executive Committee:

No comments.

9. Community Outreach:

No comments.

10. Ord Community Ad Hoc Committee:

The meeting was canceled.

11. Special Districts Association Liaison:

No meeting was held.

E. Director's Comments:

Director Lee asked what the scope was for comments. Mr. Lowrey answered that any comments could be made as long as discussion is not held. Director Lee stated that the District should look into opportunities that would keep the rates in the District down.

11. Adjournment:

The meeting was adjourned at 7:18 p.m.

APPROVED:

---

Howard Gustafson, President

Date

ATTEST:

---

Jim Heitzman, General Manager