



# MARINA COAST WATER DISTRICT

11 RESERVATION ROAD, MARINA, CA 93933-2099

Home Page: [www.mcwd.org](http://www.mcwd.org)

TEL: (831) 384-6131 FAX: (831) 883-5995

**DIRECTORS**  
HOWARD GUSTAFSON  
*President*

WILLIAM LEE  
*Vice President*

THOMAS P. MOORE  
KENNETH K. NISHI  
DAN BURNS

## Agenda

### Regular Board Meeting, Board of Directors Marina Coast Water District

11 Reservation Road, Marina, California  
Tuesday, July 14, 2009, 6:30 p.m. PST

*This meeting has been noticed according to the Brown Act rules. The Board of Directors now meets regularly on the second Tuesday of each month. The meetings normally begin at 6:45 p.m. at the District offices at 11 Reservation Road, Marina, California.*

**Mission:** *Providing high quality water, wastewater and recycled water services to the District's expanding communities through management, conservation and development of future resources at reasonable costs.*

**Vision:** *The Marina Coast Water District will be the leading public supplier of integrated water and wastewater services in the Monterey Bay Region.*

#### 1. Call to Order

#### 2. Roll Call

#### 3. Closed Session

- A. Pursuant to Government Code Section 54956.8  
Conference with Real Property Negotiator (General Manager, Legal Counsel)  
Property: D/E Reservoir Site  
Negotiating Parties: MCWD, City of Seaside  
Under Negotiation: Lease Agreement
- B. Pursuant to Government Code Section 54956.8  
Conference with Real Property Negotiator (General Manager, Legal Counsel)  
Property: Lonestar Property  
Negotiating Parties: MCWD and CEMEX  
Under Negotiation: Price, Terms, and Conditions
- C. Pursuant to Government Code Section 54957.6  
Conference with Labor Negotiator  
Agency Negotiator: General Manager  
Employee Organizations: Teamsters Local 890 and Marina Coast Water District  
Employees Association

This agenda is subject to revision and may be amended prior to the scheduled meeting. A final agenda will be posted at the District office at 11 Reservation Road, Marina, 72 hours prior to the meeting. Copies will also be available at the Board meeting. A complete Board packet containing all enclosures and staff materials will be available for public review on Thursday, July 9, 2009 at the District office, Marina and Seaside City Halls, and at the Marina and Seaside Libraries. The next regular meeting of the Board of Directors is scheduled for August 11, 2009.

## **7:00 p.m. Reconvene Open Session**

**4. Possible Action on Closed Session Items** *The Board will report out on any action taken during Closed Session, and may take additional action in Open Session, as appropriate. Any closed session items not completed will be discussed at the end of the meeting.*

- A. Adopt Resolution No. 2009-56 to Approve a Lease Agreement with the City of Seaside Regarding the D/E Reservoir Site

## **5. Pledge of Allegiance**

**6. Oral Communications** *Anyone wishing to address the Board on matters not appearing on the Agenda may do so at this time. Please limit your comment to three minutes. The public may comment on any other items listed on the agenda at the time they are considered by the Board.*

**7. Consent Calendar** *Board approval can be taken with a single motion and vote. A Board member or member of the public may request that any item be pulled from the Consent Calendar for separate consideration at this meeting or a subsequent meeting. The public may address the Board on any Consent Calendar item. Please limit your comment to three minutes.*

- A. Approve Expenditures for the Month of June 2009
- B. Approve the Draft Minutes of the Special Board Meeting of May 19, 2009
- C. Approve the Draft Minutes of the Regular Board Meeting of June 9, 2009
- D. Approve the Draft Minutes of the Special Board Meeting of June 12, 2009
- E. Approve the Draft Minutes of the Special Board Meeting of July 1, 2009

**8. Action Items** *The Board will review and discuss agenda items and take action or direct staff to return to the Board for action at a following meeting. The public may address the Board on these Items as each item is reviewed by the Board. Please limit your comment to three minutes.*

- A. Consider Adoption of Resolution No. 2009-46 to Approve a Construction and Transfer of Water, Sewer, and Recycled Water Infrastructure Agreement between MCWD and Monterey College of Law (MCL) for the MCL Criminal Justice Center in Seaside, CA

*Action: The Board of Directors will consider approving an agreement with MCL for Construction and Transfer of Water, Sewer, and Recycled Water Infrastructure.*

- B. Consider Adoption of Resolution No. 2009-47 to Approve an Audit Contract for FY 2008/2009 through FY 2010/2011

*Action: The Board of Directors will consider approving a contract with an auditing firm for FY 2008/2009 through FY 2010/2011.*

- C. Consider Adoption of Resolution No. 2009-48 to Approve the District Reserve Fund Policy

*Action: The Board of Directors will consider approving the District Reserve Policy.*

- D. Consider Adoption of Resolution No. 2009-49 to Approve the Memorandum of Understanding between the Marina Coast Water District Employees Association and the Marina Coast Water District

*Action: The Board of Directors will consider approving a Memorandum of Understanding between the Marina Coast Water District Employees Association and the Marina Coast Water District.*

- E. Consider Adoption of Resolution No. 2009-50 to Approve the Memorandum of Understanding between the Teamsters Local 890 and the Marina Coast Water District

*Action: The Board of Directors will consider approving a Memorandum of Understanding between the Teamsters Local 890 and the Marina Coast Water District.*

- F. Consider Adoption of Resolution No. 2009-51 to Approve a Resolution of Intention to Approve an Amendment to the Contract between the Board of Administration California Public Employees' Retirement System and the Board of Directors Marina Coast Water District

*Action: The Board of Directors will consider approving a Resolution of Intention to amend the California Public Employees' Retirement System (CalPERS) contract to include final year compensation.*

- G. Consider Adoption of Resolution No. 2009-52 to Approve the Paying and Reporting of Employer-Paid Member Contributions of CalPERS for the Marina Coast Water District Employees Association; and Resolution No. 2009-53 to Approve Paying and Reporting of Employer-Paid Member Contributions of CalPERS for the Management and Confidential Unit, Teamsters Local 890

*Action: The Board of Directors will consider approving the paying and reporting of Employer Paid Member Contributions for the Marina Coast Water District Employees Association and the Teamsters Local 890.*

- H. Consider Adoption of Resolution No. 2009-54 to Approve a Professional Services Agreement with The EDCCO Group for SCADA Design Integration for the Recycled Water Component of the Regional Urban Water Augmentation Project

*Action: The Board of Directors will consider approving a PSA with The EDCCO Group for SCADA on the Regional Water Component of the RUWAP.*

- I. Consider Adoption of Resolution No. 2009-55 to Provide a Variance Regarding 223/225 Palm Avenue

*Action: The Board of Directors will consider whether to approve a variance request for capacity charges for 223/225 Palm Avenue.*

- J. Consider Censure of a Director

*Action: The Board of Directors will consider censure of a Director.*

## **9. Staff Reports**

- A. Receive 2<sup>nd</sup> Quarter 2009 Ord Community Quarterly Water Consumption and Sewer Flows Report
- B. Receive a Report on the Customer Parking Areas at the Reservation Road Office

**10. Informational Items** *Informational items are normally provided in the form of a written report or verbal update and may not require Board action. The public may address the Board on Informational Items as they are considered by the Board. Please limit your comments to three minutes.*

- A. General Manager's Report
- B. District Engineer's Report
- C. Counsel's Report
- D. Committee and Board Liaison Reports
  - 1. Water Conservation Commission
  - 2. Joint City-District Committee
  - 3. MRWPCA Board Member
  - 4. LAFCO Liaison
  - 5. JPIA Liaison
  - 6. FORA
  - 7. Executive Committee
  - 8. Community Outreach
  - 9. Ord Community Ad Hoc Committee
  - 10. Special Districts Association Liaison
- E. Director's Comments

**11. Adjournment** *Set or Announce Next Meeting(s), date(s), time(s), and location(s):*

*Regular Meeting: Tuesday, August 11, 2009, 6:45 p.m.,  
11 Reservation Road, Marina*