

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 8-A

Meeting Date: August 9, 2011

Submitted By: Gary Rogers  
Reviewed By: Carl Niizawa

Presented By: Gary Rogers

Agenda Title: Consider Adoption of Resolution No. 2011-57 to Authorize the General Manager and/or the Deputy General Manager/District Engineer to Sign an Amendment to Extend the License Agreement with the Regents of the University of California for Well No. 32 Replacement/Well No. 34 Installation Project

Detailed Description: The Board of Directors is requested to consider authorizing the General Manager and/or the Deputy General Manager/District Engineer to sign an amendment to extend the previously executed License Agreement (Agreement) with the University of California (UC). The Amendment is intended to extend the duration of the Agreement with UC until June 12, 2012. This will allow the District to complete the construction of the Well No. 34 improvements.

Well No. 34 well facility is located on land owned by the UC. The District has an existing easement conveyed from the Fort Ord Reuse Authority (FORA) for this location where District Well 32 previously existed. UC required a License Agreement in order for the District to utilize land beyond the easement for the temporary mobilization of construction equipment needed during Well 34 facility construction.

Environmental Review Compliance: An Initial Study/Negative Declaration for the Well No. 32 Replacement/Eastern Distribution Project and Mitigation Monitoring and Reporting Program was completed and adopted via Board Resolution No. 2009-11, on February 10, 2009.

Prior Committee or Board Action: Resolution No. 2009-11, the Board adopted the Initial Study/Mitigated Negative Declaration for the Well No. 32 Replacement/Eastern Distribution System Project and approved the Mitigated Monitoring and Reporting Program; Resolution No. 2010-06, the Board Authorized the General Manager and/or the Deputy General Manager/District Engineer to Sign a License Agreement with the Regents of the University of California for Well No. 32 Replacement/Eastern Distribution System Project.

Board Goals/Objectives: *Objectives Goal No. 2 – To meet 100% of current and future customers' needs and make timely improvements and increase infrastructure and level of services and human resources to meet needs of expanding service areas in an environmentally sensitive way.*

Financial Impact:  Yes  No

Funding Source/Recap: There is no direct cost associated with the Amendment to the Agreement. The cost for District staff to process the Amendment will be assigned to CIP OW-0170 under the Ord Community Water Cost Center.

Material Included for Information/Consideration: Resolution No. 2011-57.

Staff Recommendation: The Board of Directors consider adopting Resolution No. 2011-57 to authorize the General Manager and/or the Deputy General Manager/District Engineer to sign an Amendment to extend the License Agreement with the Regents of the University of California for Well No. 32 Replacement/Well No. 34 Installation Project.

Action Required:  X  Resolution   Motion   Review  
(Roll call vote is required.)

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Board Action

Resolution No   Motion By   Seconded By

Ayes   Abstained

Noes   Absent

Reagendized   Date   No Action Taken

August 9, 2011

Resolution No. 2011 - 57  
Resolution of the Board of Directors  
Marina Coast Water District

Authorizing the General Manager and/or the Deputy General Manager/District Engineer to Sign an Amendment to Extend the License Agreement with the Regents of the University of California for Well No. 32 Replacement/Well No. 34 Installation Project

RESOLVED by the Board of Directors (“Directors”) of the Marina Coast Water District (“District”), at a regular meeting duly called and held on August 9, 2011, at the business office of the District, 11 Reservation Road, Marina, California as follows:

WHEREAS, authorization of this Amendment to the existing License Agreement (Resolution No. 2010-06) is necessary to complete the work for replacement of Well No. 32 with the proposed Well No. 34 which is partially funded with Proposition 50 grant funds; and,

WHEREAS, the Board Authorized the General Manager and/or the Deputy General Manager/District Engineer to Sign a License Agreement with the Regents of the University of California for Well No. 32 Replacement/Eastern Distribution System Project, Resolution No. 2010-06; and,

WHEREAS, this Amendment will to extend the duration of the License Agreement with the University of California until June 12, 2012; and,

WHEREAS, the University of California requires an Amendment to the License Agreement to allow the District to utilize land beyond the Well No. 32/34 easement for the temporary mobilization of construction equipment needed during Well 34 facility construction.

NOW, THEREFORE, BE IT RESOLVED THAT, based upon the foregoing, the Board of Directors of the Marina Coast Water District does hereby authorize the General Manager and/or Deputy General Manager/District Engineer to sign an Amendment to Extend the License Agreement with the Regents of the University of California.

PASSED AND ADOPTED on August 9, 2011 by the Board of Directors of the Marina Coast Water District by the following roll call vote:

Ayes: Directors \_\_\_\_\_

Noes: Directors \_\_\_\_\_

Absent: Directors \_\_\_\_\_

Abstained: Directors \_\_\_\_\_

\_\_\_\_\_  
William Y. Lee, President

ATTEST:

\_\_\_\_\_  
Jim Heitzman, Secretary

CERTIFICATE OF SECRETARY

The undersigned Secretary of the Board of the Marina Coast Water District hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2011-57 Adopted August 9, 2011.

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Jim Heitzman, Secretary