



MARINA COAST WATER DISTRICT

11 RESERVATION ROAD, MARINA, CA 93933-2099

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DIRECTORS

DAN BURNS
President

HOWARD GUSTAFSON
Vice President

KENNETH K. NISHI
JAN SHRINER
WILLIAM Y. LEE

Agenda

Regular Board Meeting, Board of Directors Marina Coast Water District

11 Reservation Road, Marina, California
Tuesday, January 10, 2012, 6:30 p.m. PST

This meeting has been noticed according to the Brown Act rules. The Board of Directors 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 54957
Public Employee Performance Evaluation
Title: District Counsel

B. Pursuant to Government Code 54956.9
Conference with Legal Counsel – Existing Litigation
(Subdivision (a) of Section 54956.9)

1) Ag Land Trust v. Marina Coast Water District and Does 1-100, Monterey County Superior Court Case No. M105019 (First Amended Petition for Writ of Mandate and Complaint for Declaratory Relief)

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, January 5, 2012 at the District office, Marina and Seaside City Halls, and at the Marina and Seaside Libraries. Information about items on this agenda or persons requesting disability related modifications and/or accommodations can contact the Board Clerk at: 831-883-5910. The next regular meeting of the Board of Directors is scheduled for February 14, 2012.

2) In the Matter of the Application of California-American Water Company (U 210 W) for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future Costs in Connection Therewith in Rates, California Public Utilities Commission No. A.04-09-019

- C. Pursuant to Government Code Section 54956.9
Conference with Legal Counsel – Anticipated Litigation
Significant Exposure to Litigation Pursuant to Subdivision (b)
One Case (Validity of agreements for the Regional Desalination Project)

- D. Pursuant to Government Code Section 54959.9
Conference with Legal Counsel – Anticipated Litigation
Potential Initiation of Litigation (c)
One Case

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.*

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. Presentation

- A. Consider Adoption of Resolution No. 2012-01 in Recognition and Appreciation of Director William Y. Lee's Service as Board President from December 2010 through December 2011

Action: The Board will consider adopting Resolution No. 2012-01 recognizing Director William Y. Lee for his outstanding service during his term as President of the Board for the Marina Coast Water District.

8. 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. Adopt Resolution No. 2012-02 to Amend the Professional Services Agreement with Harris & Associates for Inspection Services for the East Garrison Development

- B. Receive the Quarterly Financials for July 1, 2011 through September 30, 2011

C. Approve the Expenditures for the Month of December 2011

D. Approve the Draft Minutes of the Regular Board Meeting of December 13, 2011

9. Public Hearing

A. Receive an Update on the Ord Community Annexation Process and Receive Public Comments on the Proposed Draft Ord Community Sphere of Influence Amendment, Service Area Annexation and Draft Initial Study/Negative Declaration

10. 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 Forming an Ad Hoc Committee to Address Issues Related to the Ord Community Annexation Process

Action: The Board of Directors will consider forming an Ad Hoc Committee to address comments received on issues related to the Ord Community Annexation Process.

B. Consider Directing Staff to Draft a Request for Proposals for District Legal Services

Action: The Board of Directors will consider providing staff direction to draft a Request for Proposals for District legal services.

C. Consider Adoption of Resolution No. 2012-03 to Direct Staff to Distribute Request for Proposals to Conduct a District Compensation and Classification Survey

Action: The Board of Directors will consider providing staff direction to draft a Request for Proposals for a compensation and classification survey.

D. Consider Director Appointments to Standing Committees of the Board and to Outside Agencies for 2012

Action: The Board of Directors will consider Director appointments to Standing Committees of the Board and to outside agencies for 2012.

11. 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

7. FORA

2. Joint City-District Committee

8. LAFCO Liaison

3. Budget & Personnel Committee

9. JPIA Liaison

4. Executive Committee

10. Special Districts Association Liaison

5. Community Outreach

11. CalDesal

6. MRWPCA Board Member

12. Regional Desalination Reports

12. Director's Comments

13. Correspondence

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

Regular Meeting:

*Tuesday, February 14, 2012, 6:45 p.m.,
11 Reservation Road, Marina*