



MARINA COAST WATER DISTRICT

11 RESERVATION ROAD, MARINA, CA 93933-2099

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DIRECTORS

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President

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Agenda

Regular Board Meeting, Board of Directors Marina Coast Water District

11 Reservation Road, Marina, California
Tuesday, April 10, 2012, 6:45 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 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, April 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 May 8, 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

- B. Pursuant to Government Code Section 54956.9
Conference with Legal Counsel – Anticipated Litigation
Significant Exposure to Litigation Pursuant to Subdivision (b)
One Case
- C. 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-xx in Recognition of Brian True, Capital Projects Manager, for 5 Years of Service to the Marina Coast Water District

Action: The Board will consider adopting Resolution No. 2012-xx recognizing Brian True, Capital Projects Manager, and awarding a plaque and gift certificate for 5 years of service to 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. Approve the Draft MCWD 2011 Consumer Confidence Report for the Marina Coast Water District Water System

- B. Approve a Professional Services Agreement with Schaaf and Wheeler for Consulting Services Related to a Water Supply Assessment
- C. Adopt Resolution No. 2012-xx to Amend the Marina Coast Water District Conflict of Interest Code
- D. Receive the Quarterly Financial Statements for October 1, 2011 to December 31, 2011
- E. Approve the Expenditures for the Month of March 2012
- F. Approve the Draft Minutes of the Regular Board Meeting of March 13, 2012

9. 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 Appointments to the Water Conservation Commission

Action: Currently, the Water Conservation Commission has two vacant public member positions. Mr. Carroll Meuse and Mr. Tom Jennings have submitted applications to the Water Conservation Commission. The Commission has forwarded the applications to the Board of Directors for consideration.

- B. Consider Approval of the Water Conservation Commission Scope of Duties and Responsibilities

Action: The Water Conservation Commission has reviewed its scope of duties and responsibilities and is forwarding their recommendation to the Board for approval.

- C. Consider Adoption of Resolution No. 2012-xx to Approve the Construction Contract with XXXXXXXXX Company for the SCADA Improvements Phase I Project

Action: The Board of Directors is requested to consider approving a construction contract with xxxxx for the SCADA Improvements Phase I Project.

- D. Consider Adoption of Resolution No. 2012-xx to Approve an Amendment to the Professional Services Agreement with Schaaf & Wheeler Consulting Civil Engineers for Engineering Services Related to the Eastern Distribution Project Watkins Gate Well & Pipeline Installation

Action: The Board of Directors is requested to consider amending the Professional Services Agreement with Schaaf & Wheeler Consulting Civil Engineers for engineering services to the Eastern Distribution Project Watkins Gate Well & Pipeline Installation.

- E. Consider Adoption of Resolution No. 2012-xx to Approve an Amendment to the Professional Services Agreement with Schaaf & Wheeler Consulting Civil Engineers for General Engineering Services Related to the Eastern Distribution Project Well No. 34 Installation

Action: The Board of Directors will consider amending the Professional Services Agreement with Schaaf & Wheeler Consulting Civil Engineers for general engineering services to the Eastern Distribution Project Well No. 34 installation.

- F. Consider a Nomination for the California Special Districts Association Board of Directors District 3 Seat A

Action: The Board of Directors will consider if they want to send a nomination to the California Special Districts Association for their Board of Directors District 3 Seat A position for the 2013-2015 term. The nominee may be a Board member or managerial employee.

10. Staff Reports

- A. Receive a Staff Report Regarding the Developer Agreement for the Districts Pilot Desalination Plant
- B. Receive a Staff Report on the District Cost Involved with Marina Teen Center
- C. Receive a Staff Report on Development Plan Check and Jurisdictional Overlap

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. Counsel's Report
- C. Committee and Board Liaison Reports
 - 1. Water Conservation Commission
 - 2. Joint City-District Committee
 - 3. Budget & Personnel Committee
 - 4. Executive Committee
 - 5. Community Outreach
 - 6. MRWPCA Board Member
 - 7. FORA
 - 8. LAFCO Liaison
 - 9. JPIA Liaison
 - 10. Special Districts Association Liaison
 - 11. CalDesal
 - 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, May 8, 2012, 6:45 p.m.,
11 Reservation Road, Marina*

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