



# MARINA COAST WATER DISTRICT

11 RESERVATION ROAD, MARINA, CA 93933-2099

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

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## Agenda

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

11 Reservation Road, Marina, California  
Tuesday, December 11, 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. **Pledge of Allegiance**
4. **Administer Oath of Office**

*Action: The Oath of Office will be administered to Thomas P. Moore and Peter Le who were elected on November 6, 2012 to serve as Directors to the Marina Coast Water District Board.*

5. **Election of Board President and Vice-President**

*Action: The Board will elect two Directors to serve as President and Vice-President of the Board until December 2013.*

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, December 6, 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 January 8, 2012.

## 6. 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)
  - 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
  - 3) In the Matter of the Application of California-American Water Company (U210W) for Approval of the Monterey Peninsula Water Supply Project and Authorization to Recover All Present and Future Costs in Rates, California Public Utilities Commission No. A.12-04-019
  - 4) California-American Water Company vs Marina Coast Water District; Monterey County Water Resources Agency; and Does 1 through 10, Monterey County Superior Court Case No. M120053 (Complaint for Declaratory Relief)
- B. Pursuant to Government Code Section 54956.9 (c)  
Conference with Legal Counsel – Anticipated Litigation  
Potential Initiation of Litigation  
One Case – MCWD Claims against Monterey County and MCWRA
- C. Pursuant to Government Code Section 54956.9(b)(1) and 54956.9(b)(3)(C)  
Conference with Legal Counsel – Anticipated Litigation  
Potential Litigation  
Two Cases
- 1) Claims of MCWRA and Monterey County against MCWD
  - 2) Claims of California–American Water Company against MCWD
- D. Pursuant to Government Code Section 54956.9 (c)  
Conference with Legal Counsel – Anticipated Litigation  
Potential Initiation of Litigation  
One Case

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

**7. 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.*

**8. 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.*

**9. 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. 2012-90 to Authorize the General Manager to Execute a Memorandum of Understanding between Monterey Regional Water Pollution Control Agency and Marina Coast Water District for Conducting a Public Education Program for the Southern Monterey Bay Dischargers Group
- B. Approve the Proposed Regular Board Meeting Dates for 2013
- C. Receive the Quarterly Financial Statements for April 1, 2012 to June 30, 2012
- D. Approve the Expenditures for the Month of October 2012
- E. Approve the Expenditures for the Month of November 2012
- F. Approve the Draft Minutes of the Regular Board Meeting of November 13, 2012
- G. Approve the Draft Minutes of the Special Board Meeting of November 30, 2012

**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 Adoption of Resolution No. 2012-62 to Authorize the General Manager to Sign a City of Marina Application Affidavit Allowing the Covenant Orthodox Presbyterian Church to Apply for a Zoning Clearance from the City of Marina for Imjin Office Park

*Action: The Board of Directors is requested to authorize the General Manager to sign a City of Marina application affidavit allowing the Covenant Orthodox Presbyterian Church to apply for a zoning clearance from the City of Marina for Imjin Office Park.*

- B. Consider Accepting the Comprehensive Annual Financial Report and the Independent Auditor's Report for the Fiscal Year Ended June 30, 2012

*Action: The Board of Directors is requested to consider accepting the Comprehensive Annual Financial Report and the Independent Auditor's Report for the Fiscal Year Ended June 30, 2012.*

- C. Consider Adoption of Resolution No. 2012-91 to Amend the Professional Services Agreement with Harris & Associates for Inspection Services for Projects Within the Dunes on Monterey Bay Development

*Action: The Board of Directors is requested to amend the Professional Services Agreement with Harris & Associates for inspection services for developments within the Dunes on Monterey Bay.*

- D. Consider Adoption of Resolution No. 2012-92 to Accept the Greater Monterey County Integrated Regional Water Management Plan

*Action: The Board of Directors is requested to accept the Greater Monterey County Integrated Regional Water Management Plan.*

## **11. Staff Reports**

- A. Receive 3<sup>rd</sup> Quarter 2012 Ord Community Water Consumption and Sewer Flow Report

**12. 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 | 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           |   |

## **13. Board Member Requests for Future Agenda Items**

## **14. Director's Comments**

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

*Regular Meeting: Tuesday, January 8, 2013, 6:45 p.m.*

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 4

Meeting Date: December 11, 2012

Submitted By: Jim Heitzman

Presented By: Jim Heitzman

Agenda Title: Administer Oath of Office

Detailed Description: In accordance with the November 6, 2012 election results, two individuals are to be sworn in to begin serving new four-year terms as members of the District Board of Directors. Mr. Thomas Moore and Mr. Peter Le will be sworn in at this meeting.

*“I, \_\_\_\_\_, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.”*

Environmental Review Compliance: None required.

Prior Committee or Board Action: None.

Board Goals/Objectives: *Strategic Plan, Mission Statement - 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.*

Financial Impact: \_\_\_\_\_Yes      X  No

Funding Source/Recap: N/A

Material Included for Information/Consideration: Copies of the Certificate of Election for the two individuals elected in November.

Staff Recommendation: Administer the oath of office to Mr. Thomas Moore and Mr. Peter Le who were elected at the November 6, 2012 election.

Action Required: \_\_\_\_\_Resolution    \_\_\_\_\_Motion    \_\_\_\_\_Review      X  Oath

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Board Action

\_\_\_\_ Resolution No \_\_\_\_ Motion By \_\_\_\_\_ Seconded By \_\_\_\_\_

Ayes \_\_\_\_\_ Abstained \_\_\_\_\_

Noes \_\_\_\_\_ Absent \_\_\_\_\_

Reagendized \_\_\_\_\_ Date \_\_\_\_\_ No Action Taken \_\_\_\_\_

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 5

Meeting Date: December 11, 2012

Submitted By: Jim Heitzman

Presented By: Jim Heitzman

Agenda Title: Election of Board President and Vice-President

Detailed Description: Resolution No. 98-1, as amended, states that the Board will annually elect a President and Vice-President. The Board Procedures Manual last revised on November 13, 2012 states:

“This District shall have a President who shall be elected by the Board from among the five (5) elected directors. The President shall be elected annually in the month of December. It is the Board's policy to rotate the office of President among the Board members and no Director shall serve more than three (3) consecutive years as president.”

Environmental Review Compliance: None required.

Prior Committee or Board Action: None.

Board Goals/Objectives: *Strategic Plan, Mission Statement - 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.*

Financial Impact:  Yes  No

Funding Source/Recap: N/A

Material Included for Information/Consideration: None.

Staff Recommendation: The Board of Directors elect a President and Vice-President to serve the next 1-year term.

Action Required:  Resolution  Motion  Review

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Board Action

Resolution No  Motion By  Seconded By

Ayes  Abstained

Noes  Absent

Reagendized  Date  No Action Taken

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 9

Meeting Date: December 11, 2012

Submitted By: Jim Heitzman

Presented By: Jim Heitzman

Agenda Title: Consent Calendar

Detailed Description: Consent calendar consisting of:

- A) Adopt Resolution No. 2012-90 to Authorize the General Manager to Execute a Memorandum of Understanding between Monterey Regional Water Pollution Control Agency and Marina Coast Water District for Conducting a Public Education Program for the Southern Monterey Bay Dischargers Group
- B) Approve the Proposed Regular Board Meeting Dates for 2013
- C) Receive the Quarterly Financial Statements for April 1, 2012 to June 30, 2012
- D) Approve the Expenditures for the Month of October 2012
- E) Approve the Expenditures for the Month of November 2012
- F) Approve the Draft Minutes of the Regular Board Meeting of November 13, 2012
- G) Approve the Draft Minutes of the Special Board Meeting of November 30, 2012

Environmental Review Compliance: None required.

Prior Committee or Board Action: See individual transmittals.

Board Goals/Objectives: *Mission Statement - 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.*

Financial Impact: See individual transmittals.

Funding Source/Recap: See individual transmittals.

Material Included for Information/Consideration: See individual transmittals.

Staff Recommendation: The Board of Directors approve the Consent Calendar as presented.

Action Required: \_\_\_\_\_ Resolution      X   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 \_\_\_\_\_

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 9-A

Meeting Date: December 11, 2012

Submitted By: James Derbin

Presented By: James Derbin

Reviewed By: Andy Sterbenz

Agenda Title: Adopt Resolution No. 2012-90 to Authorize the General Manager to Execute a Memorandum of Understanding between Monterey Regional Water Pollution Control Agency and Marina Coast Water District for Conducting a Public Education Program for the Southern Monterey Bay Dischargers Group

Detailed Description: The Board of Directors is requested to authorize the General Manager to execute a Memorandum of Understanding (MOU) between Monterey Regional Water Pollution Control Agency (MRWPCA) and Marina Coast Water District (MCWD) for MCWD's cost share for conducting of a public education program for the Southern Monterey Bay Dischargers Group of \$1,755.

The MCWD operation and maintenance of the wastewater collection system is regulated under State Water Resources Control Board Statewide General Discharge Requirements Order No. 2006-0003-DWQ. Under this order, wastewater agencies in the state are required to have a Sanitary Sewer Management Plan (SSMP). One of the required elements of an SSMP is that each agency implements a public education outreach program about proper disposal of grease and fats.

This required outreach activity can be most cost-effectively done on a cost-shared basis by a collective/regional group. One such group is the Southern Monterey Dischargers Group, which is composed of most of the wastewater agencies tributary to the MRWPCA plus California American Water, Pebble Beach Community Service District, and Carmel Area Wastewater District. MRWPCA initiated and funded a limited outreach program in FY 2003-2004 to assist member agencies in first year of compliance under a previous permit, California Regional Water Quality Control Board Waste Discharge Order No. R3-2002-0078. The regional group, including MCWD, has funded the program since FY 2004-2005.

In 2008, Regional Board Order R3-2002-0078 was rescinded and replaced with the Statewide General Waste Discharge Requirements for Sanitary Sewer Systems (State Board Order No. 2006-003-DWQ). As the Statewide permit is virtually identical to that of the rescinded permit, the joint outreach program was continued.

Each participating agency has contributed a shared cost based on population of the communities served. MCWD has participated in the Southern Monterey Bay Discharges Group outreach activities every year since FY 2004-2005. Staff recommend that MCWD continue their support of the Public Education Program for the Southern Monterey Bay Dischargers Group.

Environmental Review Compliance: None required.

Prior Committee or Board Action: None.

Board Goals/Objectives: *Strategic Plan, Goal No. 2 – To manage and sustain the District’s groundwater and desalinated water, recycled water and wastewater services, conservation activities, infrastructure and human resources at or above industry standards.*

Financial Impact:     \_\_\_X\_\_\_ Yes     \_\_\_\_\_ No

Funding Source/Recap: The amount of \$1,755 approved in the FY 2012/13 Budget and will be funded from Ord and Marina Sewer Operating Budget.

Material Included for Information/Consideration: Resolution No. 2012-90; and, copy of Memorandum of Understanding between the Monterey Regional Water Pollution Control Agency and Marina Coast Water District for Conducting a Public Education Program for the Southern Monterey Bay Dischargers Group.

Staff Recommendation: The Board of Directors adopt Resolution No. 2012-90 that authorizes the General Manager to execute a Memorandum of Understanding between Marina Coast Water District and the Monterey Regional Water Pollution Control Agency for MCWD’s cost share for conduction a public education program for the Southern Monterey Bay Dischargers Group of \$1,755.

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 \_\_\_\_\_

December 11, 2012

Resolution No. 2012 - 90  
Resolution of the Board of Directors  
Marina Coast Water District

Authorize the General Manager to Execute a Memorandum of Understanding  
between Monterey Regional Water Pollution Control Agency  
and Marina Coast Water District for  
Conducting a Public Education Program  
for the Southern Monterey Bay Dischargers Group

RESOLVED by the Board of Directors (“Directors”) of the Marina Coast Water District (“District”), at a regular meeting duly called and held on December 11, 2012 at the business office of the District, 11 Reservation Road, Marina, California as follows:

WHEREAS, District operations and maintenance of the wastewater collection system is regulated under State Water Resources Control Board Statewide General Discharge Requirements Order No. 2006-0003-DWQ; and,

WHEREAS, State Water Resources Control Board Statewide General Discharge Requirements Order No. 2006-0003-DWQ requires Marina Coast Water District to maintain a Sewer System Management Plan; and,

WHEREAS, an required element of the Marina Coast Water District Sewer System Management Plan is a public outreach campaign that promotes proper disposal of grease and fats; and,

WHEREAS, the District has participated in this cooperative Southern Monterey Bay Dischargers Group outreach program since FY 04/05; and,

WHEREAS, this State required outreach activity can be most cost-effectively done on a cost-shared basis with the Southern Monterey Bay Dischargers Group members; and,

WHEREAS, the District’s shared cost of this outreach program is \$1,755 for the FY 2011/2012; and,

WHEREAS, staff recommends continuing support of this collective outreach effort.

NOW, THEREFORE, BE IT RESOLVED, the Board of Directors of the Marina Coast Water District does hereby Authorize the General Manager to execute a Memorandum of Understanding between Marina Coast Water District and the Monterey Regional Water Pollution Control Agency for MCWD’s cost share of Conduction a Public Education Program for the Southern Monterey Bay Dischargers Group for a total dollar amountof \$1,755.

PASSED AND ADOPTED on December 11, 2012 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 \_\_\_\_\_

\_\_\_\_\_  
, 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. 2012-90 adopted December 11, 2012.

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

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 9-B

Meeting Date: December 11, 2012

Submitted By: Paula Riso

Presented By: Paula Riso

Agenda Title: Approve the Proposed Regular Board Meeting Dates for 2013

Detailed Description: The Board is requested to approve the proposed regular Board meeting dates for 2013.

**Board Meeting**

2nd Tuesday of Each Month  
6:45 p.m.

January 8, 2013  
February 12, 2013  
March 12, 2013  
April 9, 2013  
May 14, 2013  
June 11, 2013  
July 9, 2013  
August 13, 2013  
September 10, 2013  
October 8, 2013  
November 12, 2013  
December 10, 2013

Environmental Review Compliance: None required.

Prior Committee or Board Action: None.

Board Goals/Objectives: *Strategic Plan, Goal No. 1 - To manage and sustain the District's groundwater and desalinated water, recycled water and wastewater services, conservation activities, infrastructure and human resources at or above industry standards.*

Financial Impact: \_\_\_\_\_Yes   X  No

Funding Source/Recap: N/A

Material Included for Information/Consideration: None.

Staff Recommendation: The Board of Directors consider approving the proposed regular Board meeting dates for 2013.

Action Required: \_\_\_\_\_Resolution Motion \_\_\_\_\_Review

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Board Action

\_\_\_\_\_Resolution No \_\_\_\_\_ Motion By \_\_\_\_\_ Seconded By \_\_\_\_\_

Ayes \_\_\_\_\_ Abstained \_\_\_\_\_

Noes \_\_\_\_\_ Absent \_\_\_\_\_

Reagendized \_\_\_\_\_ Date \_\_\_\_\_ No Action Taken \_\_\_\_\_

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 9-C

Meeting Date: December 11, 2012

Submitted By: Kelly Cadiente

Presented By: Kelly Cadiente

Agenda Title: Receive the Quarterly Financial Statements for April 1, 2012 to June 30, 2012

Detailed Description: All figures reported for the quarter are based on accrual basis accounting. The District's consolidated financial statement for the quarter includes revenues of \$3.244 million and expenses of \$2.905 million, resulting in net gain from operations of \$0.339 million. The District budget projected net gain from operations of \$0.431 million for the same period. The net gain from operations was lower than the budget expectation by \$0.092 million due to the timing of actual expenses incurred.

Summary of Cost Centers:

<b>Description</b>	<b>Actual Qtr</b>	<b>Budget Qtr</b>	<b>Actual FYTD</b>	<b>Budget FYTD</b>
<b>Marina Water</b>				
Revenue	1,035,034	961,100	3,988,542	3,844,400
Expenses	<u>822,312</u>	<u>602,027</u>	<u>2,234,179</u>	<u>2,408,110</u>
Net Gain	212,722	359,073	1,754,363	1,436,290
<b>Marina Sewer</b>				
Revenue	198,845	192,575	781,789	770,300
Expenses	<u>189,652</u>	<u>130,073</u>	<u>593,450</u>	<u>520,290</u>
Net Gain	9,193	62,502	188,340	250,010
<b>Ord Community Water</b>				
Revenue	1,535,558	1,373,750	5,431,803	5,495,000
Expenses	<u>1,259,616</u>	<u>1,290,514</u>	<u>4,262,026</u>	<u>5,162,055</u>
Net Gain	275,942	83,236	1,169,778	332,945
<b>Ord Community Sewer</b>				
Revenue	464,811	441,950	1,770,842	1,767,800
Expenses	<u>488,903</u>	<u>290,378</u>	<u>1,166,029</u>	<u>1,161,510</u>
Net Gain	24,092)	151,572	604,813	606,290
<b>Recycled Water Project</b>				
Revenue	9,849	2,000	14,891	8,000
Expenses	<u>145,003</u>	<u>105,237</u>	<u>329,457</u>	<u>420,950</u>
Net Gain	135,154)	(103,237)	(314,566)	(412,950)
<b>Regional Project</b>				
Revenue	-	-	-	-
Expenses	-	<u>122,527</u>	-	<u>490,110</u>
Net Gain	-	122,527)	-	490,110)



<b>Consolidated Cost Centers</b>				
Revenue	<b>3,244,096</b>	<b>2,971,375</b>	<b>11,987,867</b>	<b>11,885,500</b>
Expenses	<b><u>2,905,486</u></b>	<b><u>2,540,756</u></b>	<b><u>8,585,140</u></b>	<b><u>10,163,024</u></b>
Net Gain	<b>338,611</b>	<b>430,619</b>	<b>3,402,727</b>	<b>1,722,476</b>

As of June 30, 2012, the District had \$10.569 million in liquid investments, and \$0.380 million of principal as internal loans to the Ord Community Cost Centers payable to the Marina Cost Centers. The District also had \$2.350 million of bond proceeds for construction purposes, \$3.084 million of 2006 bond proceeds and \$0.849 million of 2010 refunding bond proceeds for debt reserve purposes in the bank. The District owed \$38.035 million in debt for the 2006 revenue certificates of participation bond, \$7.045 million for the 2010 Refunding Bond, \$0.049 in FORA Promissory Note and \$2.228 for IOP Construction Loan.

Environmental Review Compliance: None required.

Prior Committee or Board Action: None.

Board Goals/Objectives: *Strategic Plan, Goal No. 4 – To manage the District’s finances in the most effective and fiscally responsible manner.*

Financial Impact:  Yes  No

Funding Source/Recap: N/A

Material Included for Information/Consideration: Quarterly Financial Statements, Investments and Debt Summary Statements.

Staff Recommendation: The Board receive the Quarterly Financial Statements for April 1, 2012 to June 30, 2012.

Action Required:  Resolution  Motion  Review

Board Action

Resolution No  Motion By \_\_\_\_\_ Seconded By \_\_\_\_\_

Ayes \_\_\_\_\_ Abstained \_\_\_\_\_

Noes \_\_\_\_\_

Reagendized \_\_\_\_\_ Date \_\_\_\_\_ No Action Taken \_\_\_\_\_

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 9-D

Meeting Date: December 11, 2012

Submitted By: Kelly Cadiente

Presented By: Kelly Cadiente

Agenda Title: Approve the Expenditures for the Month of October 2012

Detailed Description: The Board of Directors is requested to approve the attached October 2012 check register for expenditures totaling \$904,643.26.

Environmental Review Compliance: None required.

Prior Committee or Board Action: None.

Board Goals/Objectives: *Strategic Plan, Goal No. 4 – To manage the District’s finances in the most effective and fiscally responsible manner.*

Financial Impact:     \_\_\_Yes   \_\_\_X\_\_\_No

Funding Source/Recap: Expenditures are allocated across the six cost centers; 01-Marina Water, 02-Marina Sewer, 03- Ord Water, 04- Ord Sewer, 05-Recycled Water, 06-Regional Water.

Material Included for Information/Consideration: October 2012 Summary Check Register.

Staff Recommendation: The Board of Directors approve the October 2012 expenditures totaling \$904,643.26.

Action Required:     \_\_\_Resolution   \_\_\_X\_\_\_Motion   \_\_\_Review

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Board Action

\_\_\_Resolution No\_\_\_     Motion By\_\_\_     Seconded By\_\_\_

Ayes\_\_\_     Abstained\_\_\_

Noes\_\_\_     Absent\_\_\_

Reagendized\_\_\_     Date\_\_\_     No Action Taken\_\_\_

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 9-E

Meeting Date: December 11, 2012

Submitted By: Kelly Cadiente

Presented By: Kelly Cadiente

Agenda Title: Approve the Expenditures for the Month of November 2012

Detailed Description: The Board of Directors is requested to approve the attached November 2012 check register for expenditures totaling \$824,794.87.

Environmental Review Compliance: None required.

Prior Committee or Board Action: None.

Board Goals/Objectives: *Strategic Plan, Goal No. 4 – To manage the District’s finances in the most effective and fiscally responsible manner.*

Financial Impact:     \_\_\_Yes   \_\_\_X\_\_\_No

Funding Source/Recap: Expenditures are allocated across the six cost centers; 01-Marina Water, 02-Marina Sewer, 03- Ord Water, 04- Ord Sewer, 05-Recycled Water, 06-Regional Water.

Material Included for Information/Consideration: November 2012 Summary Check Register.

Staff Recommendation: The Board of Directors approve the November 2012 expenditures totaling \$824,794.87.

Action Required:     \_\_\_Resolution   \_\_\_X\_\_\_Motion   \_\_\_Review

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Board Action

\_\_\_Resolution No\_\_\_     Motion By\_\_\_     Seconded By\_\_\_

Ayes\_\_\_     Abstained\_\_\_

Noes\_\_\_     Absent\_\_\_

Reagendized\_\_\_     Date\_\_\_     No Action Taken\_\_\_

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 9-F

Meeting Date: December 11, 2012

Submitted By: Jim Heitzman

Presented By: Jim Heitzman

Agenda Title: Approve the Draft Minutes of the Regular Board Meeting of November 13, 2012

Detailed Description: The Board of Directors is requested to approve the attached draft minutes of November 13, 2012.

Environmental Review Compliance: None required.

Prior Committee or Board Action: None.

Board Goals/Objectives: *Strategic Plan, Mission Statement – 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.*

Financial Impact:     \_\_\_Yes   \_\_\_X\_\_\_No

Funding Source/Recap: None.

Material Included for Information/Consideration: Draft minutes of November 13, 2012.

Staff Recommendation: The Board of Directors approve the draft minutes of the November 13, 2012 regular Board meeting.

Action Required:     \_\_\_Resolution   \_\_\_X\_\_\_Motion   \_\_\_Review

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Board Action

\_\_\_Resolution No\_\_\_     Motion By\_\_\_     Seconded By\_\_\_

Ayes\_\_\_     Abstained\_\_\_

Noes\_\_\_     Absent\_\_\_

Reagendized\_\_\_     Date\_\_\_     No Action Taken\_\_\_

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 9-G

Meeting Date: December 11, 2012

Submitted By: Jim Heitzman

Presented By: Jim Heitzman

Agenda Title: Approve the Draft Minutes of the Special Board Meeting of November 30, 2012

Detailed Description: The Board of Directors is requested to approve the attached draft minutes of November 30, 2012.

Environmental Review Compliance: None required.

Prior Committee or Board Action: None.

Board Goals/Objectives: *Strategic Plan, Mission Statement – 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.*

Financial Impact:     \_\_\_ Yes     \_\_X\_\_ No

Funding Source/Recap: None.

Material Included for Information/Consideration: Draft minutes of November 30, 2012.

Staff Recommendation: The Board of Directors approve the draft minutes of the November 30, 2012 special Board meeting.

Action Required:     \_\_\_ Resolution     \_\_X\_\_ Motion     \_\_\_ Review

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Board Action

\_\_\_ Resolution No \_\_\_     Motion By \_\_\_\_\_     Seconded By \_\_\_\_\_

Ayes \_\_\_\_\_     Abstained \_\_\_\_\_

Noes \_\_\_\_\_     Absent \_\_\_\_\_

Reagendized \_\_\_\_\_     Date \_\_\_\_\_     No Action Taken \_\_\_\_\_

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 10-A

Meeting Date: December 11, 2012

Submitted By: Patrick Breen

Presented By: Patrick Breen

Agenda Title: Consider Adoption of Resolution No. 2012-62 to Authorize the General Manager to Sign a City of Marina Application Affidavit Allowing the Covenant Orthodox Presbyterian Church to Apply for a Zoning Clearance from the City of Marina for Imjin Office Park

Detailed Description: The District is currently seeking a tenant for 6,200 square feet of space at 920 Second Avenue within the District owned building that the Ft. Ord Reuse Authority occupies.

The Covenant Orthodox Presbyterian Church has approached staff and would like to investigate the possibility of leasing the space. The church would like to use the space for their office and administrative needs. They have approached the Carpenters Union to use their conference space in the neighboring building for worship services.

A confirmation of a church use in this location by the City of Marina is necessary prior to entering into any negotiations. The church would like to submit a Zoning Clearance application to the City and as a part of that application, an affidavit from the owner authorizing the application is necessary.

By signing the affidavit as the owner, the General Manager will attest that the District owns the property involved with the application, the District consents to the preparation and submission of the application, and authorizes the church to act on the District's behalf regarding the application.

On October 9, 2012, the Board discussed and voted on this item and the resulting vote was 2-Ayes, 2-Noes, 1-Absent. The church elders appeared at the November 13, 2012 Board meeting and asked for this item to be revisited by the Board.

Environmental Review Compliance: None required.

Prior Committee or Board Action: On October 9, 2012, the Board discussed and voted on this item. The resulting vote was 2-Ayes, 2-Noes, 1-Absent.

Board Goals/Objectives: *Strategic Plan, 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     \_\_\_X\_\_\_ No

Funding Source/Recap: None required

Material Included for Information/Consideration: Resolution No. 2012-62; City of Marina application affidavit; and Application Materials.

Staff Recommendation: The Board authorize the General Manager to sign a City of Marina application affidavit allowing the Covenant Orthodox Presbyterian Church to apply for a Zoning Clearance from the City of Marina for 920 Second Avenue.

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 \_\_\_ \_\_\_

December 11, 2012

Resolution No. 2012 - 62  
Resolution of the Board of Directors  
Marina Coast Water District

Authorize the General Manager to Sign a City of Marina Application Affidavit  
Allowing the Covenant Orthodox Presbyterian Church to Apply for a Zoning Clearance  
from the City of Marina for 920 Second Avenue

RESOLVED by the Board of Directors (“Directors”) of the Marina Coast Water District (“District”), at a regular meeting duly called and held on December 11, 2012 at the business office of the District, 11 Reservation Road, Marina, California as follows:

WHEREAS, the District owns the building located at 920 Second Avenue in Marina that has an unoccupied 6,200 square foot lease space; and,

WHEREAS, the District is seeking a tenant for the lease space at 920 Second Avenue; and,

WHEREAS, Covenant Orthodox Presbyterian Church would like to lease the space available at 920 Second Avenue in Marina; and,

WHEREAS, the use of 920 Second Avenue by a church requires a Zoning Clearance from the City of Marina; and,

WHEREAS, for the Covenant Orthodox Presbyterian Church to apply for a Zoning Clearance from the City of Marina for their use of 920 Second Avenue an Owner signed affidavit authorizing the application is necessary.

NOW, THEREFORE, BE IT RESOLVED, the Board of Directors of the Marina Coast Water District does hereby authorize the General Manager to sign a City of Marina application affidavit allowing the Covenant Orthodox Presbyterian Church to apply for a Zoning Clearance from the City of Marina for 920 Second Avenue.

PASSED AND ADOPTED on October 9, 2012 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 \_\_\_\_\_



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, President

ATTEST:

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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. 2012-62 adopted December 11, 2012.

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Jim Heitzman, Secretary

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 10-B

Meeting Date: December 11, 2012

Submitted By: Kelly Cadiente

Presented By: Kelly Cadiente

Agenda Title: Consider Accepting the Comprehensive Annual Financial Report and the Independent Auditor's Report for the Fiscal Year Ended June 30, 2012

Detailed Description: The Board is requested to review and accept the Comprehensive Annual Financial Report (CAFR) and the Independent Auditor's Report for the fiscal year ended June 30, 2012. This is the fifth consecutive year that staff has prepared a CAFR report for the District.

On July 10, 2012, the District approved a three-year Audit Contract with Pun & McGeady, LLP, Certified Public Accountants, as the District's external auditors. The auditors provided an Independent Auditor's Report (included in the CAFR report) stating that the financial statements present fairly, in all material respects, the financial position of the District. During the audit, Pun & McGeady, LLP, tested and found no material weaknesses related to the District's internal control structure. The audit resulted in "no findings"; therefore, a management letter will not be issued.

The CAFR is an extensive report summarizing the financial activities of the District that occurred from July 1, 2011 through June 30, 2012. The CAFR is divided into three sections: Introductory, Financial and Statistical Sections.

The introductory section contains a Letter of Transmittal, awards and achievements, organizational chart and directory of officials. The letter of transmittal includes a brief overview of the District, its policies and how the District controls its finances.

The financial section contains the Management's Discussion and Analysis report. This analysis illustrates the basic financial operations of the District in a more detailed manner than is found in the Letter of Transmittal. Also included in this section are the Independent Auditor's Report and the Basic Financial Statements and Notes to the Financial Statements.

The final section of the report is a compilation of statistical schedules for last ten years that depict various trends and general information of the District.

The Government Finance Officers Association (GFOA) awarded a Certificate of Achievement for Excellence in Financial Reporting to the District for its CAFR for the fiscal year ended June 30, 2011. This is the fourth consecutive year that the District has received this prestigious award. In order to be awarded a Certificate of Achievement, the District had to publish an easily readable and efficiently organized CAFR that satisfied both generally accepted accounting principles and applicable legal requirements.

A Certificate of Achievement is valid for a period of one year only. We believe that our current

CAFR continues to meet the Certificate of Achievement Program's requirements and we are submitting it to GFOA to determine its eligibility for another certificate.

Pun & McGeady, LLP staff will be available at the Board meeting to answer any questions.

Environmental Review Compliance: None required.

Prior Committee or Board Action: On July 10, 2012, the Board approved a three-year Audit Contract with Pun & McGeady, LLP.

Board Goals/Objectives: *Strategic Plan, Objective 4B - Meet generally accepted accounting principles.*

Financial Impact: \_\_\_\_\_ Yes      X   No

Funding Source/Recap: None.

Material Included for Information/Consideration: The Comprehensive Annual Financial Report for the fiscal year ended June 30, 2012 (provided separately).

Staff Recommendation: Consider accepting the Comprehensive Annual Financial Report and the Independent Auditor's Report for the fiscal year ended June 30, 2012.

Action Required: \_\_\_\_\_ Resolution      X   Motion    \_\_\_\_\_ Review

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Board Action

\_\_\_\_\_ Resolution No \_\_\_\_\_ Motion By \_\_\_\_\_ Seconded By \_\_\_\_\_

Ayes \_\_\_\_\_ Abstained \_\_\_\_\_

Noes \_\_\_\_\_ Absent \_\_\_\_\_

Reagendized \_\_\_\_\_ Date \_\_\_\_\_ No Action Taken \_\_\_\_\_

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 10-C

Meeting Date: December 11, 2012

Submitted By: Brian True

Presented By: Andy Sterbenz

Reviewed By: Andy Sterbenz

Agenda Title: Consider Adoption of Resolution No. 2012-91 to Amend the Professional Services Agreement with Harris & Associates for Inspection Services for Projects Within the Dunes on Monterey Bay Development

Detailed Description: The Board of Directors is requested to authorize an amendment to the Professional Services Agreement (PSA) with Harris & Associates to provide continuing inspection services for development projects. The projects for which the inspection services are intended are all located within the Dunes on Monterey Bay master development and include, specifically, the University Village Apartments, the Dunes – Promenade, and the Cinemark Theater projects.

Specific scope elements that Harris & Associates is proposing to undertake with this amendment include: inspection of new potable water and sanitary sewer infrastructure installation; inspection and observation of sanitary sewer system testing for pipeline leakage, pipeline deflection, and manhole leakage; inspection and observation of potable and recycled water systems testing for pipeline leakage; inspection and observation of the potable water system disinfection and sampling procedures; and preparing a final report compiling the inspection results and providing a recommendation regarding the suitability of the infrastructure for ownership by MCWD.

Harris & Associates has an existing contract with MCWD for inspection services. The Board adopted Resolution No. 2010-22 on April 13, 2010 that authorized a PSA with Harris & Associates to provide construction management support and as-needed inspection services. This amendment is for a not-to-exceed amount of \$92,000. This proposed amendment would be the fifth under the base contract. Harris & Associates' charge rates are comparable to other engineering firms providing services to MCWD and are competitive based on general industry-wide standards. Harris & Associates has provided fine service for MCWD and with jurisdictions in the region. They maintain an office within the City of Marina with assigned project personnel present locally.

The Developers, Marina Community Partners and University Village Associates have entered into respective Construction and Transfer of Water, Sewer and Recycled Water Infrastructure Agreements with the District. Under the Infrastructure Agreement, the developer is responsible for paying the actual cost of the construction inspection.

Environmental Review Compliance: Not Applicable – construction inspection is a ministerial function of the District. The City of Marina has adopted a CEQA EIR for the University Villages Specific Plan, which includes these projects.

Prior Committee or Board Action: The Board of Directors adopted Resolution No. 2010-22 on April 13, 2010 authorizing a Professional Services Agreement with Harris & Associates for engineering services related to inspection practices, inspection training, and on-call inspections.

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      X   No

Funding Source/Recap: The Project developers are required to pay for the District's inspection of their projects.

Material Included for Information/Consideration: Resolution No. 2012-91.

Staff Recommendation: The Board approve Resolution No. 2012-91 amending the Professional Services Agreement with Harris & Associates to provide inspection services for the projects within the Dunes on Monterey Bay development.

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 \_\_\_\_\_

December 11, 2012

Resolution No. 2012 – 91  
Resolution of the Board of Directors  
Marina Coast Water District  
Amending the Professional Services Agreement with  
Harris & Associates for Inspection Services for  
Projects Within the Dunes on Monterey Bay Development

RESOLVED by the Board of Directors (“Directors”) of the Marina Coast Water District (“District”), at a regular meeting duly called and held on December 11, 2012 at the business office of the District, 11 Reservation Road, Marina, California as follows:

WHEREAS, project owners within the Dunes on Monterey Bay (“Developers”) have coordinated with the District on developing their parcels within the master development, consisting of the new construction and related infrastructure on the Former Fort Ord lands within the City of Marina, CA; and,

WHEREAS, the District and the Developers are working cooperatively regarding proposed water, recycled water and sewer system improvements and the District and the Developers have submitted plans and entered into a Construction and Transfer of Water, Sewer and Recycled Water Infrastructure Agreements; and,

WHEREAS, the District and the Developers understand that contract inspection labor is warranted due to the expected speed in which the developers intend to construct their projects and the simultaneous volume of needed inspection and to achieve the objective of transferring ownership of infrastructure to the District; and,

WHEREAS, the Developers will pay for the inspection services; and,

WHEREAS, Harris & Associates has an existing contractual relationship with the District, they have long association with local jurisdictions in similar capacities, and Harris & Associates maintains a local office; and,

WHEREAS, District staff finds that the Harris & Associates scope and fee proposal to conduct the inspection work is reasonable, their charge rates are comparable to other engineering firms providing services to the District, and their charge rates are competitive based on general industry-wide standards.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Marina Coast Water District does hereby authorize the General Manager and/or Deputy General Manager to execute an amendment to the Professional Services Agreement with Harris & Associates for inspection services for projects within the Dunes on Monterey Bay development and to take all actions and execute all documents as may be necessary or appropriate to give effect to this resolution, the total dollar amount not-to-exceed \$92,000.

PASSED AND ADOPTED on December 11, 2012 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 \_\_\_\_\_

\_\_\_\_\_  
, 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. 2012-91 adopted December 11, 2012.

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

Marina Coast Water District  
Agenda Transmittal

Agenda Item: 10-D

Meeting Date: December 11, 2012

Submitted by: Brian True

Presented By: Andy Sterbenz

Reviewed by: Andy Sterbenz

Agenda Title: Consider Adoption of Resolution No. 2012-92 to Accept the Greater Monterey County Integrated Regional Water Management Plan

Detailed Description: The Board of Directors is requested to adopt a Resolution accepting the Greater Monterey County Integrated Regional Water Management Plan (IRWMP). The Greater Monterey County Regional Water Management Group (GMC Group) consists of local agencies and stakeholders responsible for developing and implementing the Greater Monterey County IRWMP.

The GMC Group has prepared and finalized the Greater Monterey County IRWMP as of October 2012. Leadership entities of Greater Monterey County Regional Water Management Group members currently are being asked to review and approve this final IRWMP. The Executive Summary of the IRWMP is attached for your consideration and staff provided a Report on this matter at the November 13, 2012 Board meeting.

The District is an original member of the GMC Group and has collaborated with the Group since its inception. In 2005, the Salinas Basin IRWMP Group was formed between MCWD, Castroville Water District and Monterey County Water Resources Agency. That Group expanded to include Greater Monterey County in 2009 (the expansion added the Big Sur Coast). GMC Group took its current form with 19 member cities/agencies in 2009. In the past, MCWD was granted State Integrated Regional Water Management Program resources, commonly referred to as Proposition 50 resources, which have assisted in the installation of Well 34, Watkins Gate Well, and the associated transmission pipelines. The District's Recycled Water Element of RUWAP proposal is currently ranked number 7 out of 31 projects contained in the IRWMP, indicating a high priority for funding and potential implementation.

In response to a question by a Director during the November 13 Staff Report, the portion of the Executive Summary regarding "population trends" (Page ES-8) seemed to omit the projected growth within the Ord Community. This is a text omission in the Executive Summary only. In the full report section on population (Table B-8), MCWD is projected to have a 5.4% annual growth rate in the Ord Community. The source data for this was the MCWD 2010 Urban Water Management Plan.

Approval of the plan does not impose any further commitments or obligations upon any signatory party other than to willingly adopt the Greater Monterey County Integrated Regional Water Management Plan. It is understood that each signatory's authority and power as provided under their respective authorizing statutes and all other applicable laws and regulations shall be



retained and not be lessened, altered, or modified by the language or any intention expressed within this document.

Environmental Review Compliance: N/A

Prior Committee or Board Action:

- Resolution No. 2005-30 on May 25, 2005 approved the MOU between MCWD, CWD and MCWRA for the Salinas Valley IRWMP
- Resolution No. 2005-46 on June 22, 2005 approved the Salinas Basin IRWMP Functionally Equivalent Plan
- The Board received a staff report on November 13, 2012 to provide initial review of the 2012 Greater Monterey County Integrated Regional Water Management Plan.

Board Goals/Objectives: *Strategic Plan – Objectives Goal No. 1: To manage and sustain the District’s groundwater and desalinated water, recycled water and wastewater services, conservation activities, infrastructure and human resources at or above industry standards.*

Financial Impact:      \_\_\_\_\_ Yes        X   No

Funding Source/Recap: N/A

Material Included for Information/Consideration: Resolution No. 2012-92; and, the Executive Summary within the Greater Monterey County Integrated Regional Water Management Plan.

Staff Recommendation: The Board of Directors adopt Resolution No. 2012-92 accepting the Greater Monterey County Integrated Regional Water Management Plan.

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 \_\_\_\_\_

December 11, 2012

Resolution No. 2012 - 92  
Resolution of the Board of Directors  
Marina Coast Water District  
Adopting the Greater Monterey County  
Integrated Regional Water Management Plan

RESOLVED by the Board of Directors (“Directors”) of the Marina Coast Water District (“District”), at a regular meeting duly called and held on December 11, 2012 at the business office of the District, 11 Reservation Road, Marina, California as follows:

WHEREAS, in 2002, the California State Senate passed Senate Bill 1672, creating the Integrated Regional Water Management Act to encourage local agencies to work cooperatively to manage local and imported water supplies to improve water quality, quantity, and reliability; and,

WHEREAS, in 2006 California voters passed the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) authorizing the State Legislature to appropriate \$1 billion in general obligation bonds to fund Integrated Regional Water Management (IRWM) projects that assist local public agencies to meet the long-term water needs of the State including the delivery of safe drinking water and the protection of water quality and the environment, and that are consistent with an adopted IRWM Plan; and,

WHEREAS, in 2006 California voters passed the Disaster Preparedness and Flood Prevention Bond Act (Proposition 1E) authorizing the State Legislature to issue \$300,000 in general obligation bonds for storm-water flood management projects that are consistent with an adopted IRWM Plan; and,

WHEREAS, The MCWD Board of Directors adopted Resolution No. 2005-30 on May 25, 2005 to enter in to the Memorandum of Understanding that was the genesis of the Greater Monterey County Integrated Regional Water Management Group, and adopted Resolution No. 2005-46 on June 22, 2005 accepting the Salinas Valley Integrated Regional Water Management Functional Equivalent Plan on which this current Integrated Regional Water Management Plan (IRWMP) is an update and expansion; and,

WHEREAS, in May 2009, the California Department of Water Resources approved the “Greater Monterey County” Integrated Regional Water Management Region as a region acceptable for the purposed of integrated regional water management planning and implementation; and,

WHEREAS, the Regional Water Management Group for the Greater Monterey County IRWM region has been formed, consisting of 19 public, private, and non-profit entities and including Marina Coast Water District; and,

WHEREAS, in February 2010, and as amended through September 2012, the 19 entities of the Greater Monterey County Integrated Regional Water Management Region entered into a Memorandum of Understanding for the purpose of preparing a comprehensive IRWMP for the Region and for the joint solicitation of external funding to implement the IRWMP; and,

WHEREAS, the collaborative integrated regional water management planning process that has been undertaken by the Greater Monterey County Integrated Regional Water Management Group, with significant input from stakeholders throughout the Region, has resulted in the development of the IRWMP for the Greater Monterey County Region that: considers the water-related issues and conflicts in the Region, identifies goals and objectives for the planning Region, considers a broad variety of resource management strategies, identifies disadvantaged communities and takes the water-related needs of those communities into consideration, evaluates the adaptability to climate change of water management systems in the Region, and identifies an appropriate mix of water management strategies, water quality protections, and environmental stewardship actions in order to achieve multiple benefits, to provide long-term, reliable, and high-quality water supplies, and to protect the environment; and,

WHEREAS, the Greater Monterey County IRWMP identifies and includes projects within the planning Region that both are eligible for both Proposition 84 and 1E grant funding and are consistent with goals and objectives of the IRWMP; and,

WHEREAS, the landowners and residents of the Greater Monterey County IRWM region will derive water supply, water quality, flood protection, natural resource enhancement, and/or recreational benefits from implementation of the IRWM Plan and the projects contained within the Plan; and,

WHEREAS, the State requires that all entities that are to receive Proposition 84 and 1E grant funding formally adopt the IRWMP and provide proof of adoption of the IRWMP; and,

WHEREAS, this Resolution does not impose any further commitments or obligations upon any signatory party other than to willingly adopt the Greater Monterey County Integrated Regional Water Management Plan.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Marina Coast Water District does hereby adopt the Greater Monterey County Integrated Regional Water Management Plan as finalized in October 2012.

PASSED AND ADOPTED on December 11, 2012, 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 \_\_\_\_\_

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, President

ATTEST:

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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. 2012-92 adopted December 11, 2012.

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Jim Heitzman, Secretary

Marina Coast Water District  
Staff Report

Agenda Item: 11-A

Meeting Date: December 11, 2012

Prepared By: Kelly Cadiente, and Paul Lord

Reviewed By: Andy Sterbenz

Subject: Receive 3rd Quarter 2012 Ord Community Water Consumption and Sewer Flow Report

Summary: The Board of Directors is requested to receive the 3<sup>rd</sup> Quarter 2012 Ord Community Water Consumption and Sewer Flow Report. Quarterly water consumption reports have been submitted to the Board since 2006. The quarterly consumption report contains the Ord Community water consumption data organized by land-use jurisdiction.

This staff report also includes tracking information on Ord Community sewer flows and available sewer capacity. Ord Community sanitary sewer flow for the 3<sup>rd</sup> quarter of 2012 was 76.41-million-gallons which yield an average daily sewer flow of 0.84-million-gallons-per-day (MGD). The Ord Community's sanitary sewer flow to the Monterey Regional Water Pollution Control Agency (MRWPCA) interceptor system is measured by a District flume structure located adjacent to the retired Main Garrison wastewater treatment plant.

The District maintains sewage conveyance capacity within the Ord Community equivalent to 3.3-MGD. The 3.3-MGD capacity managed by the District is further divided into 1.1-MGD for use by the US Army and 2.2-MGD for use by others in the Ord Community.

Below are informational annotations for the data included in the reports:

- The number of customers in each category is defined as the number of active accounts within that land use jurisdiction.
- "Army Facilities & Businesses - Ord" captures all uses not listed in the other Army categories.
- The rainfall total for the quarter (July, August, September), was 0.03 inches. This amount of rainfall is significantly lower than the historical quarterly average rainfall of 0.28 inches.
- The measured reference evapotranspiration rate for this period was 10.54 inches, slightly than the historical quarterly average figure of 10.82 inches.