



Marina Coast Water District
Special Board Meeting/Groundwater Sustainability Agency Board Meeting
May 1, 2019

Minutes

1. Call to Order:

President Moore called the meeting to order at 6:01 p.m. on May 1, 2019 at the District office, 11 Reservation Road, Marina, California.

2. Roll Call:

Board Members Present:

Thomas P. Moore – President
Jan Shriner – Vice President
Herbert Cortez
Peter Le
Matt Zefferman

Board Members Absent:

None

Staff Members Present:

Keith Van Der Maaten, General Manager
Roger Masuda, District Counsel
Derek Cray, Operations and Maintenance Manager
Paula Riso, Executive Assistant/Clerk to the Board

Audience Members:

Philip Clark, Seaside Resident, WCC Member

3. Pledge of Allegiance:

Mr. Keith Van Der Maaten, General Manager, led everyone present in the pledge of allegiance.

4. Oral Communications:

There were no public comments.

5. Action Items:

- A. Consider Adoption of Resolution No. 2019-25 to Approve the Purchase of a New 2100 i Combination Cleaner Vactor from Owens Equipment for the Operations and Maintenance Department:

Mr. Derek Cray, Operations and Maintenance Manager, introduced this item. The Board asked clarifying questions including why this purchase can't wait until after the budget is adopted and in place, July 1, 2019. Staff answered that since the vehicle is built to order and there is currently a back-log, it will be at least eight months before the vehicle will be delivered. The Board suggested looking into different options of what to do with the old vactor. Director Le suggested adding a finding to the Resolution as to why they are purchasing a vactor through Sourcewell and not going out to bid.

Director Cortez made a motion to adopt Resolution No. 2019-25 approving the purchase of a new 2100 i Combination Cleaner Vactor from Owens Equipment for the Operations and Maintenance Department. Vice President Shriner seconded the motion. The motion was passed.

Director Zefferman	-	Yes	Vice President Shriner	-	Yes
Director Le	-	No	President Moore	-	Yes
Director Cortez	-	Yes			

- B. Consider Adoption of Resolution No. 2019-26 to Award Contracts to Calcon Systems and Telstar Instruments for Supervisory Control and Data Acquisition and Motor Control Centers for On-Call Services:

Mr. Cray introduced this item. The Board asked clarifying questions and if there one firm would be primary over the other. Staff answered that these firms responded to a Request for Qualifications and there would not be a primary firm. Staff would use their judgement at the time of need as to which firm to call for assistance.

Vice President Shriner made a motion to award contracts to both Calcon Systems and Telstar Instruments for Supervisory Control and Data Acquisition and Motor Control Centers for on-call services. Director Cortez seconded the motion. The motion was passed.

Director Zefferman	-	Yes	Vice President Shriner	-	Yes
Director Le	-	No	President Moore	-	Yes
Director Cortez	-	Yes			

6. Public Comment on Closed Session Items:

There were no public comments.

President Moore recessed the meeting from 6:25 p.m. until 6:30 p.m.

The Board entered into closed session at 6:31 p.m. to discuss the following items:

7. Closed Session:

A. Pursuant to Government Code 54956.9

Conference with Legal Counsel – Existing Litigation

- 1) 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 Application (“A.”) 12-04-019
- 2) In the Matter of the Application of California-American Water Company (U 210 W) for an Order (1) Approving a Settlement Agreement with the County of Monterey and the Monterey County Water Resources Agency to Settle and Resolve Claims and Issues Between the Parties and to Promote the Development, Construction and Operation of a Water Supply Project for Monterey County on an Expedited Basis, and (2) Authorizing the Transfer of Authorized Costs Related to the Settlement Agreement to Its Special Request 1 Surcharge Balancing Account, California Public Utilities Commission Application (“A.”) 13-05-017, and related California Supreme Court petition for writ of review.
- 3) City of Marina and Marina Coast Water District, Petitioners v. Public Utilities Commission of the State of California, Respondent (California-American Water Company, et al., Real Parties in Interest), Petitions for Writ of Review, California Supreme Court Case No. S253585
- 4) Marina Coast Water District vs California-American Water Company, Monterey County Water Resources Agency; and, California-American Water Company, Monterey County Water Resources Agency vs Marina Coast Water District, San Francisco Superior Court Case Nos. CGC-15-547125, CGC-15-546632 (Complaint for Damages, Breach of Warranties, etc.)
- 5) Marina Coast Water District v. California Coastal Commission (California-American Water Company, Real Party in Interest), Santa Cruz County Superior Court Case No. 15CV00267, Sixth Appellate District Court of Appeals Case No. H045468

President Moore reconvened the meeting to open session at 9:40 p.m.

8. Reportable Actions Taken during Closed Session:

Mr. Roger Masuda, District Counsel, stated that there were no reportable actions taken during Closed Session.

9. Director's Comments:

Director Zefferman, Director Cortez, Vice President Shriner, and President Moore made comments.

10. Adjournment:

The meeting was adjourned at 9:42 p.m.

APPROVED:



Thomas P. Moore, President

ATTEST:



Paula Riso, Deputy Secretary