



# MARINA COAST WATER DISTRICT

11 RESERVATION ROAD, MARINA, CA 93933-2099

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

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## DIRECTORS

JAN SHRINER  
President

THOMAS P. MOORE  
Vice President

HERBERT CORTEZ  
GAIL MORTON  
MATT ZEFFERMAN

## Agenda

**Regular Board Meeting, Board of Directors  
Marina Coast Water District  
and**

**Regular Board Meeting, Board of Directors  
Marina Coast Water District Groundwater Sustainability Agency**

Monday, December 13, 2021, 6:30 p.m. PST

Due to Governor Newsom's Executive Order N-29-20 and recommendations on protocols to contain the spread of COVID-19, staff and Board members will be attending the December 13, 2021 meeting remotely from various locations and the meeting will be held via Zoom conference. There will be NO physical location of the meeting. The public is strongly encouraged to use the Zoom app for best reception.

There may be limited opportunity to provide verbal comments during the meeting. Persons who are participating via telephone will need to press \*9 to be acknowledged for comments. Members of the public participating by Zoom will be placed on mute during the proceedings and will be acknowledged only when public comment is allowed, after requesting and receiving recognition from the Board President. Public comment can also be submitted in writing to Paula Riso at [priso@mcwd.org](mailto:priso@mcwd.org) by 9:00 am on Monday, December 13, 2021; such comments will be distributed to the MCWD Board before the meeting.

This meeting may be accessed remotely using the following Zoom link:

<https://us02web.zoom.us/j/81917923055?pwd=dmt1VXRyUkVxWElaaTNBdGNqSExBdz09>

Passcode: 549319

To participate via phone: 1-669-900-9128; Meeting ID: 819 1792 3055 Passcode: 549319

***Our Mission:*** We provide our customers with high quality water, wastewater collection and conservation services at a reasonable cost, through planning, management, and the development of water resources in an environmentally sensitive manner.

1. **Call to Order**
2. **Roll Call**
3. **Election of Board President and Vice-President for 2022**  
(Page 1)

This agenda is subject to revision and may be amended prior to the scheduled meeting. Pursuant to Government Code section 54954.2(a)(1), the agenda for each meeting of the Board shall be posted at the District offices at 11 Reservation Road, Marina. The agenda shall also be posted at the following locations, but those locations are not official agenda posting locations for purposes of section 54954.2(a)(1): City of Marina Council Chambers. A complete Board packet containing all enclosures and staff materials will be available for public review on the District website, Thursday, December 9, 2021. Information about items on this agenda or persons requesting disability related modifications and/or accommodations should contact the Board Clerk 48 hours prior to the meeting at: 831-883-5910

**4. Public Comment on Closed Session Items** *Anyone wishing to address the Board on matters appearing on Closed Session may do so at this time. Please limit your comment to four minutes. The public may comment on any other items listed on the agenda at the time they are considered by the Board.*

**5. Closed Session**

- A. Pursuant to Government Code 54956.9  
Conference with Legal Counsel – Existing Litigation  
City of Marina vs. RMC Lonestar [CEMEX], California-America Water Company, Marina Coast WD, et al Defendants, Monterey County Superior Court Case No. 20CV001387 (Complaint for Breach of Contract, Declaratory Relief under the Agency Act, and Tortious Interference with Existing Contract)
  
- B. Conference with Legal Counsel – Anticipated Litigation  
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9  
1-Case

**7:30 p.m. Reconvene Open Session**

**6. Reportable Actions Taken During Closed Session** *The Board will announce any reportable action taken during closed session and the vote or abstention on that action of every director present and may take additional action in open session as appropriate. Any closed session items not completed may be continued to after the end of all open session items.*

**7. Pledge of Allegiance**

**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 four minutes. The public may comment on any other items listed on the agenda at the time they are considered by the Board.*

**9. Presentation**

- A. Receive a Presentation from Laura Jensen, California Water Commission, Regarding Groundwater Trading  
(Page 2)

**10. Consent Calendar**

- A. Receive and File the Check Register for the Month of November 2021  
(Page 12)
  
- B. Receive the Quarterly Financial Statements for April 1, 2021 to June 30, 2021  
(Page 20)
  
- C. Approve the Revised Draft Minutes of the Regular Joint Board/GSA Meeting of October 18, 2021  
(Page 32)

- D. Approve the Draft Minutes of the Regular Joint Board/GSA Meeting of November 15, 2021  
(Page 40)
- E. Receive the Validated 2020 Water Loss Audit Report and Level 1 Validation Document  
(Page 48)
- F. Approve the Proposed Regular Board/GSA Meeting and Workshop Meeting Schedule for 2022  
(Page 83)
- G. Adopt Resolution No. 2021-58 to Proclaim a Local Emergency, and Authorize Remote Teleconference Meetings of All District Legislative Bodies for the Following 30 Days  
(Page 85)

**11. 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 four minutes.*

- A. Accept the Annual Comprehensive Financial Report and the Independent Auditor's Report for the Fiscal Year ended June 30, 2021  
(Page 89)
- B. Make Director Appointments to Standing Committees of the Board and to Outside Agencies for 2022, and as Negotiators to any Ad Hoc Committees of the Board  
(Page 91)

## **12. Staff Report**

- A. Receive an Update on the Fiscal Impacts to the District due to Covid-19  
(Page 94)

**13. 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 four minutes.*

- A. General Manager's Report
- B. Counsel's Report
- C. Committee and Board Liaison Reports
  - 1. Executive Committee
  - 2. Community Outreach Committee
  - 3. Budget and Personnel Committee
  - 4. M1W Board Member Liaison
  - 5. LAFCO Liaison

**14. Board Member Requests for Future Agenda Items**

**15. Director's Comments** *Director reports on meetings with other agencies, organizations and individuals on behalf of the District and on official District matters.*

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

*Special Meeting: Tuesday, January 4, 2022, 5:30 p.m.*

*Regular Meeting: Wednesday, January 19, 2022, 6:30 p.m.*