

Marina Coast Water District

District Offices  
11 Reservation Road  
Marina, California

Regular Board Meeting  
August 11, 2009  
6:45 p.m.

**Minutes**

1. Call to Order:

President Gustafson called the meeting to order at 6:45 p.m. on August 11, 2009.

2. Roll Call:

Board Members Present:

Howard Gustafson – President  
Bill Lee – Vice President  
Ken Nishi  
Dan Burns

Board Members Absent:

Tom Moore

Staff Members Present:

Jim Heitzman, General Manager  
Lloyd Lowrey, Legal Counsel  
Jean Premutati, Management Services Administrator  
Brian True, Interim District Engineer  
Suresh Prasad, Director of Finance  
Rich Youngblood, Conservation Coordinator  
Ernest Pons, Customer Services Supervisor  
Paula Riso, Executive Assistant

Audience Members:

Bob Holden, MRWPCA  
Jan Shriner, Marina Resident  
Vienna Merritt Moore, Marina Resident  
Andy Sterbenz, Schaaf & Wheeler  
Rick Sauerwein, Salinas Resident  
Graham Wiseman, NEWCAL Inc.  
Greg Heim, DataNet Solutions

The Board entered into closed session at 6:45 p.m.

3. Closed Session:

- A. Pursuant to Government Code Section 54956.8  
Conference with Real Property Negotiator (General Manager, Legal Counsel)  
Property: D/E Reservoir Site  
Negotiating Parties: MCWD and City of Seaside  
Under Negotiation: Lease Agreement
- B. Pursuant to Government Code Section 54956.8  
Conference with Real Property Negotiator (General Manager, Legal Counsel)  
Property: Lonestar Property  
Negotiating Parties: MCWD and CEMEX  
Under Negotiation: Price, Terms, and Conditions
- C. Pursuant to Government Code Section 54956.8  
Conference with Real Property Negotiator (General Manager, Legal Counsel)  
Property: Former Fort Ord Well Sites  
Negotiating Parties: MCWD, UCMBEST, FORA, U.S. ARMY  
Under Negotiation: Easements and Fee Title Ownership
- D. Pursuant to Government Code Section 54956.8  
Conference with Real Property Negotiator (General Manager, Legal Counsel)  
Property: AMBAG Imjin Property  
Negotiating Parties: MCWD and AMBAG  
Under Negotiation: Price, Terms, and Conditions

President Gustafson reconvened the meeting to open session at 7:01 p.m.

4. Possible Action on Closed Session Items:

President Gustafson stated that direction was given. Mr. Lloyd Lowrey, Legal Counsel, stated that no action was taken and direction was given. The Board will consider setting a special meeting to consider action on item 3-D.

Director Nishi made a motion to set the special meeting for Monday, August 17, 2009 beginning at 5:00 p.m. Vice President Lee seconded the motion. The motion was passed.

Director Moore	-	Absent	Vice President Lee	-	Yes
Director Nishi	-	Yes	President Gustafson	-	Yes
Director Burns	-	Yes			

5. Pledge of Allegiance:

President Gustafson led everyone present in the pledge of allegiance.

6. Oral Communications:

Ms. Vienna Merritt-Moore, Marina resident, commented that with all the action going on with the District, maybe the next agenda could have an item to give an update on all the projects the District is involved with.

7. Consent Calendar:

Director Nishi pulled item 7-D and requested that it be postponed until the next Board meeting. Director Nishi made a motion to approve the Consent Calendar consisting of items; A) Adopt Resolution No. 2009-57 to Transfer the Operations Engineer from the Engineering Department to the Vacant Assistant Operations & Maintenance Superintendent Position in the Operations & Maintenance Department and Amend the FY 2009/2010 Budget; B) Adopt Resolution No. 2009-58 to Approve the District Technology Plan Appendix for 2009/2010; and, C) Approve Expenditures for the Month of July 2009. Vice President Lee seconded the motion. The motion was passed.

Director Moore	-	Absent	Vice President Lee	-	Yes
Director Nishi	-	Yes	President Gustafson	-	Yes
Director Burns	-	Yes			

8. Action Items:

- A. Consider Adoption of Resolution No. 2009-59 to Approve the Job Description and Hire of an Assistant Engineer to a One-Year Contract:

Mr. Jim Heitzman, General Manager, introduced this item. Director Burns asked if this position received benefits. Mr. Heitzman answered that it did not.

Director Burns made a motion to adopt Resolution No. 2009-59 approving the job description and hire of an Assistant Engineer to a one-year contract. Vice President Lee seconded the motion. The motion was passed.

Director Moore	-	Absent	Vice President Lee	-	Yes
Director Nishi	-	Yes	President Gustafson	-	Yes
Director Burns	-	Yes			

- B. Consider Adoption of Resolution No. 2009-60 to Adopt a Final Resolution to Approve an Amendment to Contract between the Board of Administration California Public Employees' Retirement System and the Board of Director of the Marina Coast Water District:

Ms. Jean Premutati, Management Services Administrator, introduced this item.

Director Burns made a motion to adopt Resolution No. 2009-60 adopting a Final Resolution to approve an amendment to contract between the Board of Administration California Public Employees' Retirement System and the Board of Director of the Marina Coast Water District. Vice President Lee seconded the motion. The motion was passed.

Director Moore	-	Absent	Vice President Lee	-	Yes
Director Nishi	-	Yes	President Gustafson	-	Yes
Director Burns	-	Yes			

- C. Consider Adoption of Resolution No. 2009-61 to Approve the Hiring of a Temporary, Part-Time Customer Service Assistant:

Mr. Heitzman introduced this item.

Vice President Lee made a motion to adopt Resolution No. 2009-61 approving the hiring of a temporary, part-time Customer Service Assistant. President Gustafson seconded the motion. The motion was passed.

Director Moore	-	Absent	Vice President Lee	-	Yes
Director Nishi	-	Yes	President Gustafson	-	Yes
Director Burns	-	Yes			

- D. Consider Adoption of Resolution No. 2009-55 to Provide a Variance Regarding 223/225 Palm Avenue:

Mr. Heitzman stated that due to last minute information received, this item would be pulled and brought back to the September meeting.

- E. Consider Adoption of Resolution No. 2009-62 to Approve a Memorandum of Agreement between Marina Coast Water District and the Monterey Peninsula Water Management District:

Mr. Heitzman introduced this item explaining that this MOA is for the two agencies to work together on water issues.

Agenda Item 8-E (continued):

Director Nishi made a motion to adopt Resolution No. 2009-62 approving a Memorandum of Agreement between Marina Coast Water District and the Monterey Peninsula Water Management District. Vice President Lee seconded the motion. The motion was passed.

Director Moore	-	Absent	Vice President Lee	-	Yes
Director Nishi	-	Yes	President Gustafson	-	Yes
Director Burns	-	Yes			

9. Staff Reports:

A. Receive a Report on the District's Document Storage System:

Mr. Heitzman stated that the Board has passed a Green/Sustainable Policy and part of that is to cut back on paper products. The District has many rooms of old files and papers that will be put into the document imaging system and with the ability to view all the documents, staff won't need to waste paper printing and copying those documents to view them. Mr. Suresh Prasad, Director of Finance, gave a brief presentation on the Laserfiche Document Storage System.

President Gustafson commented that the existing plans can be put into the system and in the future, the District can require developers to submit their work in electronic form to save paper.

10. Informational Items:

A. General Manager's Report:

Mr. Heitzman commented that he has been making many presentations on the Regional Water Plan and is always available to make a presentation to anyone at anytime. He added that anytime anyone wants a presentation on any project the District is working on, he would be happy to do so.

Director Burns suggested putting this information in the newsletter to update everyone on what was going on.

Ms. Merritt-Moore asked that staff inform her of any upcoming presentations so she could film it for the public to see.

B. District Engineer's Report:

Mr. True stated he had nothing to report.

C. Counsel's Report:

Mr. Lowery stated he had nothing to report.

D. Committee and Board Liaison Reports:

1. Water Conservation Commission:

Vice President Lee stated that discussion was held regarding the booth at the Monterey County Fair and praised the efforts of Mr. Paul Lord and staff on the beautiful landscaping at the Ord office.

2. Joint City-District Committee:

President Gustafson stated that the meeting was being rescheduled.

3. MRWPCA Board Member:

Director Nishi reported that the meeting was boilerplate.

4. LAFCO Liaison:

Director Nishi stated no meeting was held.

5. JPIA Liaison:

No comments.

6. FORA:

Vice President Nishi stated the July meeting was canceled and the August meeting was upcoming on Friday.

7. Executive Committee:

No comments.

8. Community Outreach:

Vice President Lee stated that there was public outreach the Monterey County Fair. President Gustafson commented that Mr. Heitzman was reaching the public with his many presentations.

9. Ord Community Ad Hoc Committee:

No comments.

10. Special Districts Association Liaison:

President Gustafson commented that Senator Abel Maldonado was the speaker and talked about the State budget.

D. Director's Comments:

President Gustafson thanked staff for a job well done.

11. Correspondence:

President Gustafson stated that correspondence was in the packet.

12. Adjournment:

The meeting was adjourned at 7:27 p.m.

APPROVED:

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Howard Gustafson, President

ATTEST:

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Jim Heitzman, General Manager