



## NOTICE OF THE BOARD OF DIRECTORS' REGULAR BI-MONTHLY MEETING

Tuesday, April 30, 2024 at 6:30 PM

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### MINUTES

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#### **LOCATIONS:**

##### **Open Session to start at or after 6:30 p.m.**

Marin Water Board Room – 220 Nellen Avenue, Corte Madera, CA 94925

Outside location for Director Larry Russell - Contractors State License Board, First Floor Lobby, 9821 Business Park Drive, Sacramento, CA 95827

##### **Closed Session to immediately follow**

Marin Water Mt. Tam Conference Room, 220 Nellen Avenue, Corte Madera, CA 94925

#### **Public Participation:**

The public attended this meeting in-person or remotely using one of the following methods: on a computer or smart device, <https://marinwater.zoom.us/j/88134852296>, or by phone, 1-669-444-9171, using Webinar ID: 881 3485 2296.

#### **AGENDA ITEMS:**

##### **1. Call to Order and Roll Call**

President Khush called the meeting to order at 6:30 p.m.

##### **DIRECTORS PRESENT**

Larry Russell

Monty Schmitt

Matt Samson

Ranjiv Khush

##### **DIRECTOR ABSENT**

Jed Smith

## 2. Adoption of Agenda

A motion was made by Director Schmitt and seconded by Vice President Samson to approve the agenda.

There were no public comments.

Voting Yea: Directors Russell, Schmitt, Samson, and Khush

Absent: Director Smith

## 3. Announcement of Closed Session Item(s); Public Comments on Closed Session Item(s) - None.

## 4. Reconvene to Open Session; Closed Session Report Out - Not applicable.

## 5. Public Comment on Non-Agenda Matters

There were three (3) public comments.

## 6. Directors' and General Manager's Announcements

President Khush, Vice President Samson, and Director Russell reported that they attended the North Bay Watershed Association's Annual Conference on April 19th, and commented on some of the topics that were discussed, such as job trainings and the Department of Water Resources' California Climate Water Vulnerability Assessment.

## 7. Board Committee Reports

Finance & Administration Committee Vice Chair Monty Schmitt provided highlights of items discussed at the Finance & Administration Committee Meeting/Special Meeting of the Board of Directors on April 25, 2024.

## 8. Consent Items

- a. Minutes of the Board Directors' Regular Bi-Monthly Meeting on April 16, 2024

**RECOMMENDATION:** Approve the meeting minutes

- b. Emergency Contracting Provisions West Peak Power Pole Removal

**RECOMMENDATION:** Adopt a resolution approving the continuing use of the District's emergency contracting procedures for West Peak Emergency Power Pole Removal, to Pinnacle Power Services as executed by the General Manager to ensure prompt removal of downed and partially downed power poles and associated infrastructure at West Peak (**Resolution No. 8777**)

- c. Request to Fill Supervising Land Surveyor in the Engineering Division

**RECOMMENDATION:** Authorize the General Manager to recruit and hire one Supervising Land Surveyor in the Engineering Division

A motion was made by Vice President Samson and seconded by Director Schmitt to approve the Consent Calendar.

There were no public comments.

Voting Yea: Directors Russell, Schmitt, Samson, and Khush

Absent: Director Smith

## 9. Regular Items

### a. Edwards Avenue Pipeline Replacement Project (D24028)

**RECOMMENDATION:** Authorize the General Manager to execute a reimbursement agreement between the City of Sausalito and Marin Municipal Water District for the Edwards Avenue Pipeline Replacement Project in an amount not-to-exceed of \$556,794

Engineering Director Alex Anaya introduced this item and the District's new Engineering Design Manager Zachary Talbott, who presented this project.

Discussion followed.

A motion was made by Director Schmitt and seconded by Vice President Samson to execute a reimbursement agreement with the City of Sausalito for the Edwards Avenue Pipeline Replacement Project.

There were no public comments.

Voting Yea: Directors Russell, Schmitt, Samson, and Khush

Absent: Director Smith

### b. Spillway Capacity and Sub-Surface Condition Assessment

**RECOMMENDATION:** Authorize the General Manager to execute a professional services agreement with Black and Veatch in the amount of \$926,525 with a staff requested contingency of \$138,979, for a total not to exceed amount of \$1,065,504, for the Spillway Capacity and Sub-Surface Condition Assessment

Engineering Director Anaya introduced Engineering Planning Manager Elysha Irish, who provided a presentation on the proposed work assessment of the District's spillways and sub-surfaces and the proposed consultant who would be performing the evaluations.

There was one (1) public comment.

A motion was made by Director Schmitt and seconded by Vice President Samson to approve the professional services agreement with Black and Veatch to perform the District's spillways and sub-surface assessments.

Voting Yea: Directors Russell, Schmitt, Samson, and Khush

Absent: Director Smith

c. Update on the Water Supply Roadmap – Local Storage Alternatives

**RECOMMENDATION:** Receive an update on Water Supply Roadmap Local Storage Alternatives

Water Resources Director Paul Sellier and consultants Guilaine Roussel and Xavier Arias provided an overview of storage alternatives to increase the District's water supply, including presenting three possible alternatives for further evaluation.

Discussion ensued.

There were 10 public comments.

This was an information item. The Board did not take any formal action.

**10. Future Board and Committee Meetings and Upcoming Agenda Items**

a. Upcoming Meetings and Agenda Items

For future items to be scheduled at upcoming Board meetings, President Khush requested staff to provide a summary of groups and associations in which the District currently holds membership, along with costs of each membership and an analysis of the benefits to the District.

A motion was made by Director Schmitt and seconded by Vice President Samson to support President Khush's item to be discussed at a future Board meeting.

Additionally, Vice President Samson requested that staff bring back to the Board a review of watershed fines around illegal activities.

A motion was made by President Khush and seconded by Director Samson to bring this item to a future Board meeting for discussion.

**11. Announcement of Closed Session Item(s); Public Comments on Closed Session Item(s)**

Director Khush announced that there would be a Closed Session regarding three liability claims.

There were no public comments.

The Board convened to Closed Session and went to the Mt. Tam Conference Room around 8:14 p.m. to discuss the following claims:

**a. Liability Claim**

(Government Code §54956.9 (d)(2) and (e)(3))

Claimants: Dr. Esther Kim and Dr. Xavier Perez

**b. Liability Claim**

(Government Code §54956.9 (d)(2) and (e)(3))

Claimant: Sentinel Insurance Company

**c. Liability Claim**

(Government Code §54956.9 (d)(2) and (e)(3))

Claimant: The Hartford Casualty Insurance Company

**12. Reconvene to Open Session; Closed Session Report Out**

The Board of Directors came back to the Board Room at 9:15 p.m.

President Khush announced that the Closed Session adjourned at 9:14 p.m. with no reportable action.

**13. Adjournment**

There being no further business, the Board of Directors' regularly scheduled meeting adjourned at 9:16 p.m.

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Board Secretary