



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

Tuesday, September 03, 2024 at 6:30 PM

MINUTES

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 Jed Smith - The Hotel Diplomat, Business Center, Strandvagen 7c, Stockholm, 114 56 Sweden

Outside location for Director Larry Russell - Red Hawk Resort, Business Center, 1 Red Hawk Parkway, Placerville, CA 95667

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

DIRECTORS PRESENT

Larry Russell
Monty Schmitt
Jed Smith
Matt Samson
Ranjiv Khush

2. Adoption of Agenda

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

There were no public comments.

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

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

- Director Russell reported that he attended the International Water Association Conference in August.
- Vice President Samson reported that he attended the Tomales Bay Foundation Meeting last month.
- President Khush praised District staff for the work performed at the Fairfax Manor Pump Station.
- General Manager Ben Horenstein provided an update on the Nicasio Spillway Modifications and Phoenix-Bon Tempe Connection Projects indicating that the District would focus on the Nicasio Spillway Modifications, which would create an additional 3000 acre feet of water storage.

7. Board Committee Reports

- Director Russell highlighted agenda items that were presented at the Operations Committee Meeting on August 16.
- Director Smith reported on agenda items that were presented at the Communications & Water Efficiency Committee Meeting on August 21 and at the Finance & Administration Committee Meeting on August 22.

8. Consent Items

- a. Minutes of the Board of Directors' Regular Bi-Monthly Meeting on August 6, 2024

RECOMMENDATION: Approve the minutes

- b. General Manager's Report July 2024

RECOMMENDATION: Approve Report

- c. Award of Contract No. 2010 - Fire Flow Improvement Program - Rock Ridge Pipeline Replacement Project (F22001)

RECOMMENDATION: Approve a resolution authorizing award of Contract No. 2010 Fire Flow Improvement Program Rock Ridge Pipeline Replacement Project, to W.R. Forde Associates in the amount of \$2,843,105 (*Resolution No. 8788*)

- d. Watershed Roads and Trails Contract No. 1981 Amendment No. 1

RECOMMENDATION: Approve Amendment No. 1 to Watershed Roads and Trails Contract No. 1981 with Piazza Construction

- e. Approve Amended Conflict of Interest Code

RECOMMENDATION: Adopt a resolution amending the Conflict of Interest Code of the Marin Municipal Water District (*Resolution No. 8789*)

- f. Award of Two Professional Services Agreements for Geotechnical Engineering and Field and Laboratory Materials Testing Services

RECOMMENDATION: Authorize the General Manager to execute two professional services agreements with Miller Pacific Engineering Group and RGH Consultants for on-call “as-needed” geotechnical engineering and field and laboratory materials testing services, with each contract in an amount not to exceed \$500,000

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

There were no public comments.

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

9. Regular Items

- a. Hind Tanks Replacement Project Land Exchange and Project Approval

RECOMMENDATION: 1) Authorize the Board President to execute an amendment to the Land Exchange Agreement for the Hind Tanks Replacement Project and authorize the General Manger to proceed with the land exchange of new tank site barring any legal challenge to the project under the California Environmental Quality Act, 2) Approve the Hind Tanks Replacement Project, and 3) Direct staff to file Notice of Exemption

Engineering Director Alex Anaya introduced Engineering Planning Manager Elysha Irish, who presented this item.

Discussion followed.

There were no public comments.

A motion was made by Director Schmitt and seconded by Vice President Samson to approve authorizing the Board President to execute an amendment to the Land Exchange Agreement and authorize the the general manager to proceed with the land exchange of new tank site, approve the Hinds Tank Replacement Project, and direct staff to file a Notice of Exemption.

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

b. Watershed Trail Sharing Pilot Program & E-Bike Class I Trial

RECOMMENDATION: Adopt, pursuant to exemptions from the California Environmental Quality Act, Ordinance No. 465 Updating the District Code to Allow for Trial/Pilot Programs to be adopted by the Board of Directors by resolution; and, approve resolutions for an E-Bike Class I Trial and Watershed Trail Sharing Pilot Program (*Resolution Nos. 8790 & 8791*)

Watershed Resources Director Shaun Horne, Chief Park Ranger Don Wick, Natural Resources Program Manager Carl Sanders, and Senior Ecologist Sherry Adams presented this item.

Discussion ensued with the directors providing feedback.

There were 45 public comments.

A motion was made by Vice President Samson and seconded by Director Smith to adopt Ordinance No. 465 to allow Trial/Pilot Programs be adopted by the Board of Directors by resolution, to approve Resolution No. 8790 adopting the Watershed Trail Sharing Pilot Program and Resolution No. 8791 adopting the E-Bike Class I Trail Program.

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

10. Future Board and Committee Meetings and Upcoming Agenda Items

a. Upcoming Meetings

The Board Secretary announced internal meetings scheduled in September.

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

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

13. Adjournment

There being no further business, the Board of Directors' Regular Bi-Monthly Meeting adjourned on September 3, 2024 at 9:33 p.m.

Board Secretary