



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

Wednesday, November 06, 2024 at 5:30 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

Closed Session begins at 5:30 p.m.

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 Ranjiv Khush called the meeting to order at 5:30 p.m.

DIRECTORS PRESENT

Larry Russell
Matt Samson
Monty Schmitt
Jed Smith
Ranjiv Khush

2. Adoption of Agenda

Director Smith made the motion to adopt the agenda, and Vice President Samson seconded the motion.

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

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

President Khush announced that the Board would go to Closed Session to discuss an existing litigation.

There was one (1) public comment.

At 5:33 p.m., the Board convened to Closed Session and went to the Mt. Tam Conference Room.

a. Conference with Legal - Existing Litigation

(California Government Code §54956.9)

California Native Plant Society, Marin Audubon Society, and Marin Conservation League vs. Marin Municipal Water District

Case No. CV0004078

4. Reconvene to Open Session; Closed Session Report Out

The Board reconvened to Open Session at 6:37 p.m.

President Khush reported that the Closed Session adjourned at 6:35 p.m. with no reportable action.

5. Public Comment on Non-Agenda Matters

There were three (3) public comments.

6. Directors' and General Manager's Announcements

- Vice President Samson, Directors Russell and Smith, and President Khush attended the Fall Employee Recognition Event. They thanked staff for putting together the event.
- Directors Russell and Smith attended the Sonoma Water Advisory Committee/Technical Advisory Committee (WAC/TAC) Meeting and provided highlights from that meeting.
- President Khush and Director Smith attended the Association of California Water Agencies (ACWA) Tour. They thanked staff for hosting the event.
- Director Russell announced that he was re-elected and thanked his supporters.

7. Board Committee Reports

The chairs of the Watershed Committee, Operations Committee, and Finance & Administration Committee provided summaries of what occurred at their meetings last month, noting that agenda packets and recordings of the meetings are available on the District's website.

8. Consent Items

- a. Minutes of the Board of Directors' Regular Bi-Monthly Meeting on October 15, 2024

RECOMMENDATION: Approve the minutes

- b. Amendment No. 3 to Agreement 6240

RECOMMENDATION: Authorize the General Manager to execute Amendment No. 3 to Agreement 6240 with Black and Veatch to extend the contract date and expand the scope of services in support of grant application development for critical infrastructure projects, increasing the budget by \$205,000 from the current, not to exceed amount of \$95,000, and a new total not to exceed amount of \$300,000

- c. Amendment No. 1 to Professional Service Agreement with Best, Best and Krieger LLP for Environmental Law and Litigation Legal Services

RECOMMENDATION: Approve Amendment No. 1 to MA-6328, professional services agreement with Best, Best and Krieger to add \$200,000 for environmental law and litigation legal services

- d. Amendment No. 2 to Professional Service Agreement with Kronick, Moskovitz, Tiedemann & Girard for Water Law and Environmental Legal Services

RECOMMENDATION: Approve Amendment No. 2 to MA-6200, professional services agreement with Kronick, Moskovitz, Tiedemann & Girard to add \$200,000 for water and environmental law and legal services

- e. Contract Amendment with Acclamation Insurance Management Services (AIMS) for Liability Claims Management

RECOMMENDATION: Approve a Fifth Amendment to Miscellaneous Agreement (MA) No. 5204 with AIMS to add \$50,000 for liability claims management services through June 30, 2025

- f. Adopt the 2024 Revised Marin Municipal Water District Board of Directors Handbook

RECOMMENDATION: Adopt the 2024 Revised Marin Municipal Water District Board of Directors Handbook (Board Handbook) setting forth the recently reviewed revisions and updates, including incorporation of appropriate provisions of the Board's Ethics Policy, Board Policy No. 50, and sunset Board Policy No. 50

- g. Award of Contract No. 2019 Marin City Phase I Pipeline Replacement Project (GC25005)

RECOMMENDATION: Approve a resolution authorizing award of Contract No. 2019, Marin City Phase I Pipeline Replacement Project, to Maggiora & Ghilotti, Inc. in the amount of \$2,594,594; and, approve a reimbursement agreement with the County of Marin for paving costs and authorize the Board President to execute the agreement (*Resolution No. 8797*)

- h. Request to Fill Records Manager Position in the Engineering Division

RECOMMENDATION: Authorize the General Manager to recruit and hire one Records Manager in the Engineering Division

- i. Purchase of SCADA Replacement Equipment to Replace Outdated Equipment at the Bon Tempe Treatment Plant

RECOMMENDATION: Authorize the General Manager to execute a purchase order for replacement SCADA Equipment from Graybar to replace the outdated SCADA Equipment at the Bon Tempe Treatment Plant in the amount of \$159,576

- j. Enterprise Resource Planning (ERP) Software Modernization

RECOMMENDATION: Approve an agreement with SAP SuccessFactors for software entitlements required to modernize the District's Enterprise Resource Planning software
Enterprise Resource Planning (ERP) Software Modernization

RECOMMENDATION: Approve an agreement with SAP SuccessFactors for software entitlements required to modernize the District's Enterprise Resource Planning software

Director Smith made the motion to approve the Consent Calendar. Director Schmitt seconded the motion.

There were no public comments regarding the Consent Calendar.

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

9. Regular Items

- a. Grant Program Update

RECOMMENDATION: Receive a staff update on the District's recent grant activities

Watershed Resources Director Shaun Horne introduced Grants Program Coordinator Jaime Hailer, who presented the update.

Discussion followed.

There were no public comments.

This was an information Item. No formal action was taken.

- b. Nicasio Spillway Environmental Compliance Contract

RECOMMENDATION: Authorize the General Manager to execute a professional services agreement with Environmental Science Associates (ESA) for the Nicasio Spillway Modification Project Environmental Review, Permitting, and Fisheries Services Contract in the amount of \$1,738,360 with a staff requested contingency of \$260,754, for a total not to exceed amount of \$1,999,114

Watershed Resources Director Horne introduced Fisheries Program Manager Jonathan Koehler and Engineering Planning Manager Elysha Iris, who provided a presentation.

Discussion followed.

There were no public comments.

Vice President Samson made the motion to execute the professional services agreement. Director Smith seconded the motion.

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

10. Future Board and Committee Meetings and Upcoming Agenda Items

a. Upcoming Meetings

The Board Secretary announced upcoming internal meetings and external meetings in November.

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 November 6, 2024 at 7:13 p.m.

Board Secretary