



# MONTARA WATER & SANITARY DISTRICT

Serving the Communities of Montara and Moss Beach

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## NOTICE OF SPECIAL MEETING

### District Board of Directors

8888 Cabrillo Highway  
Montara, California 94037

NOTICE IS HEREBY GIVEN THAT THE DISTRICT BOARD OF THE MONTARA WATER AND SANITARY DISTRICT WILL HOLD A SPECIAL MEETING COMMENCING AT 6:30 P.M. ON THURSDAY, APRIL 1, 2010 IN CONJUNCTION WITH ITS REGULAR MEETING COMMENCING AT 7:30 P.M. THE BOARD WILL ADJOURN FROM THE SPECIAL MEETING AT 7:30 P.M. AND THEREUPON CONVENE IN REGULAR SESSION.

# AGENDA

SPECIAL MEETING AND REGULAR MEETING

### District Board of Directors

8888 Cabrillo Highway  
Montara, California 94037

**April 1, 2010 (Special Meeting) 6:30 – 7:30  
p.m.; 7:30 p.m. (Regular Meeting)**

**CALL TO ORDER**

**ROLL CALL**

**PRESIDENT'S STATEMENT**

**ORAL COMMENTS** (Items other than those on the agenda)

**PUBLIC HEARING**

## **CONSENT AGENDA**

1. Approve Minutes for Meeting of March 4 and March 23, 2010.
2. Approve Financial Statements for March 2010.
3. Approve Warrants for April 1, 2010.
4. SAM Flow Report for February 2010.
5. Monthly Review of Current Investment Portfolio.
6. Connection Permit Applications Received.
7. Monthly Water Production Report for February 2010.
8. Rain Report.
9. Solar Energy Report.

## **OLD BUSINESS**

1. Review and Possible Action Concerning Sewer and Water Rate Study.
2. Review and Possible Action Concerning Revision of the Sewer Authority Mid-Coast Recycled Water Budget.
3. Review and Possible Action Concerning Possible Adjustment to the Sewer Service Charge for 1385 Birch Street.

## **NEW BUSINESS**

1. Review and Possible Action Concerning Revision of the District's Sewer Service Charge Refund Policy.
2. Review and Possible Action Concerning for 835 George Street.
3. Review and Possible Action Concerning Possible Adjustment to the Sewer Service Charge for 601 Admiral Street.
4. Review and Possible Action Concerning Approval of Purchase Order for 2010 Chevrolet Colorado (Replacement) Through California State Contract 1-10-23-20.
5. Review and Possible Action Concerning Proposed Sale of Surplus Ford F-250 Truck.
6. Review and Possible Action Concerning Revision of the District's Washer Rebate Policy.
7. Review and Possible Action Concerning Nomination of Representative on the CSDA Board of Directors.
8. Review and Possible Action Concerning Cancellation of Next Regular Scheduled Meeting.

## **REPORTS**

1. Sewer Authority Mid-Coastside Meetings (Harvey)
2. MidCoast Community Council Meeting (Slater-Carter)
3. ACWA Board of Directors Report (Ptacek)
4. CSDA Report (Slater-Carter)
5. Integrated Regional Water Management Plan (Ptacek)
6. Attorney's Report (Schricker)
7. Directors' Reports

8. General Manager's Report (Heldmaier)

## **FUTURE AGENDAS**

### **CONVENE IN CLOSED SESSION**

#### **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

(Gov't. Code §54956.8)

Property: Wireless communications lease site

Agency Negotiators: Ad Hoc Committee (Dir. Slater-Carter, Boyd), General Manager, District Counsel

Negotiating party: AT & T

Under negotiation: rental, project design, var. terms and conditions of tenancy

#### **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

(Government Code §54956.9(a))

Names of cases: (i) Montara Water and Sanitary District v. Dow Chemical Company, et al., San Bernardino Cnty. Super. Ct. Judicial Council Coordinated Proceeding No. 4435

(ii) Montara Water and Sanitary District v. County of San Mateo, Santa Clara Cnty. Super. Ct. No. 1-07-CV-088793 (inactive); U.S. Dist. Ct., N.D., San Jose Div. No. CV 08 2814 JF (closed); USCA, 9<sup>th</sup> Cir. No. 09-15822

(iii) More Citizens for Safe Water, etc., et al. v. California Coastal Commission, Resp., Montara Water & Sanitary District, Real Party in Interest, San Mateo Cnty. Super Ct. Civil Case No. 479270

#### **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation (Gov't. Code §54956.9(b))

Number of cases: 1

Initiation of litigation (Gov't. Code §54956.9(c))

Number of cases: 1

## **ADJOURNMENT**

### **PARTICIPATION BY TELECONFERENCE**

The following Director will participate by teleconference in all or a portion of the meeting of the Board, including Closed Session, from the following locations:

Director Paul Perkovic – aboard the Azamara Quest, Stateroom 8039, South China Sea.

Directors participating by teleconference shall post a copy of the Agenda at a location available to the public in the vicinity of the place of their participation. Members of the public will be allowed to participate in open portions of the meeting at the teleconference site(s). All votes taken during a teleconferenced meeting shall be by roll call.

The District has a curfew of 11:00 p.m. for all meetings. The meeting may be extended for one hour by vote of the Board.

NOTE: In accordance with the Government Code, members of the public may address the Board on specific agenda items when that matter is discussed by the Board. Any other items of interest that is within the subject matter jurisdiction of the District may be addressed during the Oral Comments portion of the meeting. Upon request, this agenda will be made available in appropriate alternative formats to persons with a disability. Request for a disability-related modification or an accommodation in order to participate in the public meeting should be made at (650) 728-3545. Materials related to an item on this Agenda submitted to the Board after distribution of the agenda packet are available in the District Clerk's office during normal business hours. Such documents may also be available on the District's web site ([www.mwsd.montara.org](http://www.mwsd.montara.org)) subject to staff's ability to post the documents before the meeting.