

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

Tuesday, March 19, 2024 at 6:30 PM

# **AGENDA**

#### LOCATIONS:

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

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

#### **Public Participation:**

The public may attend this meeting in-person or remotely using one of the following methods:

On a computer or smart device, go to: https://marinwater.zoom.us/j/88134852296

By phone, dial: 1-669-444-9171 and use Webinar ID: 881 3485 2296

#### **HOW TO PROVIDE PUBLIC COMMENT:**

**During the Meeting:** Typically, you will have 3 minutes to make your public comment, however, the board president may shorten the amount of time for public comment due to a large number of attendees. Furthermore, pursuant to Government Code, section 54954.2 (the Brown Act), the Board may not take action or discuss any item that does not appear on the agenda.

- -- In-Person Attendee: Fill out a speaker card and provide to the board secretary. List the number/letter (ex: 6a) of the agenda item(s), for which you would like to provide a comment. Once you're called, proceed to the lectern to make your comment.
- -- Remote Attendee: Use the "raise hand" button on the bottom of the Zoom screen. If you are joining by phone and would like to comment, press \*9. The board secretary will use the last four digits of your phone number to call on you (dial \*6 to mute/unmute).

In Advance of the Meeting: Submit your comments by email in advance of the meeting to <a href="mailto:boardcomment@marinwater.org">boardcomment@marinwater.org</a>. To ensure that your comment is provided to the Board of Directors prior to the meeting, please email your comment 24 hours in advance of the meeting start time. Comments received after this cut off time will be sent to the Board after the meeting. Please do not include personal information in your comment such as phone numbers and home addresses.

#### **AGENDA ITEMS:**

- 1. Call to Order and Roll Call
- 2. Adoption of Agenda
- 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

This is the time when any person may address the Board of Directors on matters not listed on this agenda, but which are within the subject matter jurisdiction of the Board.

- **6. Directors' and General Manager's Announcements** (6:40 p.m. Time Approximate)
- 7. Consent Items (6:45 p.m. Time Approximate)

All Consent Items will be enacted by a single action of the Board, unless specific items are pulled from Consent by the Board during adoption of the agenda for separate discussion and action.

<u>a.</u> Minutes of the Board Directors' Regular Bi-Monthly Meetings on February 27, 2024, and March 5, 2024

**RECOMMENDATION**: Approve the meeting minutes

<u>b.</u> General Manager's Report February 2024

**RECOMMENDATION**: Approve Report

c. Approve Wildland Fire Services Contract

**RECOMMENDATION**: Adopt a resolution to approve a three-year 'Wildland Fire Services' General Services Agreement (GSA) contract with Biswell Forestry LLC.

- **8. Regular Items** (6:50 p.m. Time Approximate)
  - a. Emergency Contracting Provisions West Peak Power Pole Removal

**RECOMMENDATION**: Adopt a resolution approving the continuing use of the District's emergency contracting procedures and ratifying the award of Contract No. 2021, 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

**b.** Legislative Update

**RECOMMENDATION**: Consider adopting a position of support on Senate Bill (SB) 1159 and Assembly Bill (AB) 2257 and a position of watch on Assembly Bill (AB) 2196

c. Recycled Water Update

**RECOMMENDATION**: Receive staff update on the District's recycled water program

d. Update on the Water Supply Roadmap Local Storage Project

**RECOMMENDATION**: Receive information on Water Supply Roadmap Local Storage Project

#### 9. Future Board and Committee Meetings and Upcoming Agenda Items

This schedule lists upcoming board and committee meetings as well as upcoming agenda items for the next month. The schedule is tentative and subject to change pending final publication and posting of the meeting agendas. (not numbered)

- a. Upcoming Meetings
- 10. Announcement of Closed Session Item(s); Public Comments on Closed Session Item(s) None.
- 11. Reconvene to Open Session; Closed Session Report Out Not applicable.
- **12.** Adjournment (8:30 p.m. Time Approximate)

#### ADA NOTICE AND HEARING-IMPAIRED PROVISIONS

In accordance with the Americans with Disabilities Act (ADA) and California Law, it is Marin Water's policy to offer its public programs, services, and meetings in a manner that is readily accessible to everyone, including those with disabilities. If you are an individual with a disability and require a copy of a public hearing notice, an agenda, and/or agenda packet in an appropriate alternative format, or if you require other accommodations, please contact the Board Secretary/ADA Coordinator at 415.945.1448, at least two business days in advance of the meeting. Advance notification will enable Marin Water to make reasonable arrangements to ensure accessibility.

Information agendas are available for review at the Civic Center Library, Corte Madera Library, Fairfax Library, Mill Valley Library, Marin Water Administration Building, and <u>marinwater.org</u>.

Posted: 03-15-2024

Section 7. Item #a.



# STAFF REPORT

Meeting Type: Board of Directors

**Title:** Minutes of the Board Directors' Regular Bi-Monthly Meetings on February 27,

2024, and March 5, 2024

From: Terrie Gillen, Board Secretary

Through: Ben Horenstein, General Manager

Meeting Date: March 19, 2024

TYPE OF ACTION: X Action Information Review and Refer

**RECOMMENDATION:** Approve the meeting minutes

**SUMMARY:** The Board of Directors held their regular meetings on February 27, 2024 and on March 5, 2024. The minutes of those meetings are attached.

**DISCUSSION:** None.

**ENVIRONMENTAL REVIEW:** Not applicable.

FISCAL IMPACT: None.

#### ATTACHMENT(S):

- 1. Draft Minutes of the Regular Meeting of the Board of Directors on February 27, 2024
- 2. Draft Minutes of the Regular Meeting of the Board of Directors on March 5, 2024

DEPARTMENT OR DIVISION	DIVISION MANAGER	APPROVED
Communications & Public Affairs Department	rbuicHillen	He Harente.
	Terrie Gillen Board Secretary	Ben Horenstein General Manager

#### Attachment 1



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

Tuesday, February 27, 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 may attend this meeting in-person or remotely using one of the following methods: On a computer or smart device, go to: https://marinwater.zoom.us/j/88134852296

By phone, dial: 1-669-444-9171 and use Webinar ID: 881 3485 2296

#### **AGENDA ITEMS:**

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

Vice President Matt Samson called the meeting to order at 5:32 p.m.

#### **DIRECTORS PRESENT**

Larry Russell Jed Smith Matt Samson Ranjiv Khush *(arrived at 5:36 p.m.)* 

#### **DIRECTOR ABSENT**

**Monty Schmitt** 

#### 2. Adoption of Agenda

A motion was made by Director Smith and seconded by Director Russell to adopt the agenda.

Voting Yea: Directors Russell, Smith, and Samson

Absent: Directors Schmitt and Khush

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

Vice President Samson announced the Closed Session.

There were no public comments.

The Board convened to Closed Session at 5:36 p.m. and went to the Mt. Tam Conference Room.

President Khush arrived.

# a. Public Employee Performance Evaluations

(Government Code §54957)

Title: General Manager and General Counsel

#### 4. Reconvene to Open Session; Closed Session Report Out

The Board reconvened to Open Session at 6:30 PM. President Khush reported that the Closed Session adjourned at 6:20 PM with no reportable actions.

#### 5. Public Comment on Non-Agenda Matters

There were three (3) public comments.

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

Vice President Samson announced that he would be attending a District volunteer event to
pull invasive Broom on the watershed on March 16. He also thanked staff for the water quality
presentation at the Tomales Bay Foundation Meeting and thanked watershed staff for
assisting an injured hiker on one of the watershed trails. The director also highlighted two
pieces of legislation AB 2196 (Connolly) and SB 1159 (Dodd), which he requested staff to
follow.

Director Smith highlighted items discussed at the Finance & Administration Committee Meeting on February 15, 2024.

• Director Russell highlighted items that were discussed at the Operations Committee Meeting on February 16, 2024.

#### **7. Consent Items** (6:45 p.m. – Time Approximate)

- a. Minutes of the Board Directors' Regular Bi-Monthly Meeting on February 13, 2024

  RECOMMENDATION: Approve the February 13, 2024 meeting minutes
- b. General Manager's Report January 2024

**RECOMMENDATION**: Approve Report

c. Award of Contract No. 1989 Fire Flow Improvement Program - Redwood Drive Pipeline Replacement Project (F22003) to W.R. Forde Associates, Inc. (Resolution No. 8770)

**RECOMMENDATION**: Approve a resolution authorizing award of Contract No. 1989, Fire Flow Improvement Program Redwood Drive Pipeline Replacement Project, to W.R. Forde Associates, Inc. in the amount of \$1,456,020; and, approve a cooperative reimbursement agreement with the County of Marin and authorize the General Manger to execute the agreement

d. Land Exchange Agreement for proposed Hind Tanks Replacement Project at 300 Margarita Drive

**RECOMMENDATION**: Approve a proposed Land Exchange Agreement that will allow the District to evaluate the relocation of the Hind Tanks to an alternate site at 300 Margarita Drive

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

There were no public comments.

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

Absent: Director Schmitt

#### 8. Regular Items

a. Water Loss Control Program Update

**RECOMMENDATION**: Receive staff update on the District's water loss control program

Water Efficiency Manager Carrie Pollard and Superintendent of Operations Ben Bauer provided a presentation to the Board. There was discussion throughout.

There were no public comments.

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

b. Update on the Water Supply Roadmap Long Term Projects

**RECOMMENDATION**: Receive an update on the Water Supply Roadmap Long Term Projects

Water Resources Director Paul Sellier, Xavier Arias with Woodard & Curran, and Tim Taylor with Carollo Engineers presented this item. The Board provided comments.

There were two (2) public comments.

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

#### 9. Future Board and Committee Meetings and Upcoming Agenda Items

a. Upcoming Meetings

The Board Secretary announced upcoming meetings and requested the Board to provide an alternative date for the April 19 Operations Committee Meeting. The Board decided to move that meeting to April 5.

There was no public comment, and there was no further action taken by the Board.

- 10. Announcement of Closed Session Item(s); Public Comments on Closed Session Item(s) None.
- 11. Reconvene to Open Session; Closed Session Report Out Not applicable.

## 12. Adjournment

There being no further business, the Board of Directors' Regular Bi-monthly Meeting adjourned at 8:32 p.m.

Board Secretary



#### Attachment 2



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

Tuesday, March 05, 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 Matt Samson – Hilton Hotel, Business Center, 633 East Cabrillo Boulevard, Santa Barbara, CA 93103

#### **Public Participation:**

The public may attend this meeting in-person or remotely using one of the following methods: On a computer or smart device, go to: https://marinwater.zoom.us/j/88134852296

By phone, dial: **1-669-444-9171** and use 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 Director Schmitt and seconded by Director Smith to adopt the agenda.

There was no public comment.

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 was one (1) public comment.

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

- Vice President Matt Samson reported that the Watershed Committee Meeting was last Thursday focused on the Draft Watershed Recreation Management Planning Feasibility Study and it was well-attended.
- President Khush provided highlights on what occurred at the February 28th Communications & Water Efficiency Committee Meeting.

#### 7. Consent Items

There were no Consent Items.

#### 8. Regular Items

a. Water Supply Update

**RECOMMENDATION**: Receive a staff update on Water Supply Conditions

Water Resources Director Paul Sellier introduced this item and Water Quality Manager Lucy Croy, who provided an update. There was discussion during the presentation.

There were three (3) public comments.

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

b. Capital Program Update

**RECOMMENDATION**: Receive staff update on the status of the Capital Program

Engineering Director Alex Anaya presented this update. There was discussion between the Board and staff throughout the presentation.

There were two (2) public comments.

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

c. 2023 Annual Strategic Work Plan Progress

**RECOMMENDATION**: Receive staff progress update on the on the 2023 Annual Work Plan

Genera Manager Ben Horenstein presented the progress of the 2023 Annual Strategic Work Plan. Discussion followed.

There were two (2) public comments.

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

#### 9. Future Board and Committee Meetings and Upcoming Agenda Items

a. Upcoming Meetings

The Board Secretary provided highlights of upcoming internal and external meetings in the next couple of weeks.

There was no Board discussion.

There was no public comments.

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

- 10. Announcement of Closed Session Item(s); Public Comments on Closed Session Item(s) None.
- 11. Reconvene to Open Session; Closed Session Report Out Not applicable.

#### 12. Adjournment

There being no further business, the Board of Directors' Regular Bi-Monthly Meeting adjourned at 8:04 p.m.

Board Secretary

Section 7. Item #b.



# **STAFF REPORT**

**Meeting Type:** Board of Directors

Title: General Manager's Report February 2024

**Through:** Ben Horenstein, General Manager

Meeting Date: March 19, 2024

TYPE OF ACTION: X Action Information Review and Refer

**RECOMMENDATION:** Approve Report

#### **SUMMARY:**

#### A. HIGHLIGHTS:

- The daily average net production for the month of February 2024 was 13.6 MGD compared to 13.7 MGD for the month of February 2023. Typical usage for February is 16.7 MGD.
- The daily average flow from Sonoma County Water Agency for the month of February 2024 was
   0.2 MGD compared to 2.0 MGD for the month of February 2023.
- Staff have received and reviewed the Phoenix-Bon Tempe draft initial study/mitigated negative declaration. Staff will be bringing this item to the Board next month to adopt the IS/MND which will allow staff to file the document ensuring the project stays on schedule for construction starting August 2024.
- Staff received notification from the California Office of Emergency Services that the Building
  Resilient Infrastructure in Communities grant application that was submitted by the District for
  the San Geronimo Treatment Plant Clarifiers has been moved forward to FEMA for grant
  funding consideration. If awarded, this grant would cover 75% of the project cost with a District
  25% match providing the option of bond funding other large capital projects.
- Staff kicked off the design of the Soulajule Pipeline project in February which will install
  approximately 2.5 miles of 36-inch pipe connecting Soulajule Reservoir and Nicasio Reservoir.
  This project is in support of the Soulajule Electrification project and aligns with the Districts
  conveyance and storage projects that staff are currently working on.
- Staff awarded the Redwood Drive pipeline replacement project which will replace
  approximately 4,300 feet of pipe of fire flow and seismically deficient pipe with welded steel
  pipe improving fire flow capacity to the neighborhood and water system resiliency and
  reliability.

- Staff renewed a leaking 35' plastic District Service Lateral located on Second Street in San Rafaer that serves a business on B Street in San Rafael. The leaking service lateral spanned three lanes of traffic. Adhering to the City of San Rafael daytime work permitting requirements only allowing one of the three lanes of traffic to be closed at a time for this job, staff successfully renewed the 35' plastic lateral with copper in three phases totaling three days of work. The execution of this job provided a valuable experience for staff having to utilize three different traffic control plans, required some hand digging near a high pressure gas main and performing work in a high density traffic zone.
- Staff performed annual water quality flushing of the District's water mains. This year the
  Department flushed areas in Corte Madera, Larkspur, Belvedere and Tiburon. These areas
  represent approximately 20% of the District service area and essentially "cleans" areas of our
  water system. Over the course of eight days, teams of two completed an assigned procedure
  consisting of flushing 18 facilities per team per day. The facilities flushed include hydrants and
  blow offs.
- Staff updated the graphics on SCADA distribution system screens. The SCADA screens are a visual representation of the layout of each system. The Distribution System Operators rely upon these screens to operate the distribution system.
- Staff completed the testing of 6 fire lines under construction. The testing of the insulators separating the private piping from the District owned piping ensures that a short does not develop and preserves the life span of the District owned pipe.
- A winter storm on 2/4/24 knocked out power to several areas of Marin. Pumps at Marin
  Terrace, Oak Manor first and second, Tam Woods first and second, Highland Vista and Conifer
  were without power for over 48 hours. Staff used towable generators as backup power to start
  the pump and fill the associated water tanks so that the communities which they served were
  never at a risk of being without water.
- The District continued implementation of Year 5 of the Biodiversity Fire, & Fuels Integrated Plan through February 2024 with multiple Fuels Reduction and Invasive Weed Abatement Projects across the Watershed. The 55 acre Forest Fuel Reduction project at East Potrero Meadow is ongoing, and is supported by weekly Nesting Bird Surveys from Point Blue. Multiple Broom projects totaling roughly 190 acres were completed near the Phoenix Lake and Sky Oaks areas of the watershed. The district staff continue to make incremental progress on the Shafter Grade Roadside mowing project and Taylor Trail Pile Burns as staff and equipment time allow. Lastly the district continues to coordinate with CCNB on a Forestry Corps grant to remove invasive species and manage fuelbreaks in the Phoenix Lake area.
- On 2/1/24, staff co-led a tour with other One Tam partners for Wildlife Conservation Board members assessing funding opportunities for various vegetation projects on State, Federal and district lands. The tour highlighted proposed WCB funded prescibed burn projects at China Camp State Park and around Muir Woods, as well as supporting ongoing forestry work on Marin Water lands.

# **MARIN WATER GRANT STATUS**

			PROJECT	DETAILS			REQUIREMENTS	BUDGI	
OPPORTUNITY	FUNDER	FUNDER PRIORITIES	APPLICATION DATE	MATCHING PROJECT	DESCRIPTION	STATUS	PREREQUISITE	FUNDS REQUESTED	MATCH REQUIREMENT
CURRENT APPLIC	ATIONS							\$72,173,326	
ocal Water Supply Storage Projects	DWR	Water Supply	1/9/23	Water Supply	Three projects: recycled water, local storage enhancement, and winter water conveyance	Unfunded (Grant program funding not allocated for 2024)	UWMP Compliance	\$53,000,000	50
esal Feasibility Study	USBR	Desalination	2/28/23	Deslaintation	Exploring new brackish desal in Petaluma	Open	None	\$200,000	50
Prop.1. Round 2 IRWM Disadvantaged Community	DWR	Water Infrastructure	12/1/22	Marin City/San Rafael Infrastructure	Replacing aging transmission lines and laterals in Marin City and San Rafael's Canal District	Funded	IRWM CC Approval	\$6,500,000	0
orestry Corps	CCNB	Vegetation Management	Jan 2023	Ongoing Forestry work	Workforce development; state funding directly to CCNB to fund crews working on the watershed	Funded	Corps Partnership	\$500,000	0
isheries Restoration Grant Program	CDFW	Fisheries	4/20/23	Lagunitas Creek Restoration	Funding for Phase II site design and CEQA	Funded	30% designs	\$723,000	5
agunitas Creek Salmonid Spawning Gravel Improvement Project	DWR Riverine	Fisheries	11/1/22	Lagunitas Creek Restoration	Gravel augmentation for Lagunitas Creek	Funded	None	\$590,000	0
Prop 1. Fisheries Restoration	CDFW	Fisheries	7/1/23	Lagunitas Creek Restoration	Lagunitas Creek Restoration Sites 1-6	Funded	60% designs	\$4,422,898	0
CA Division of Boating & Vaterways	NRA	Water Quality	7/1/23	Reservoir Water Quality	Monitor and prevent infestation of quagga and zebra mussels	Funded	NA	\$86,800	0
One Tam Forest Health Strateg	CA WCB	Forestry Restoration	11/21/23	BFFIP Implementation	BFFIP Implemenation for 2-3 years	Funded	CEQA	\$6,000,000	0
VaterSMART Aplied Science	USBR	Fisheries	10/15/2023	Advanced Weather Modeling	Funding for weather modeling to inform water resources management	Open	TBD	\$150,628.00	50%
VaterSmart Energy Efficiency	USBR	Conservation	2/22/2024	AMI	Funding to expand AMI	Open	Environmental Compliance	\$1,000,000	50%
JPCOMING OPPOI	RTUNITIES	S						\$0	
lazard Mitigation Program	FEMA	Natural Hazards	Summer 2023	Treatment Plant Clarifiers	Funds to address seismic hazards in water treatment facilities	TBD	NOI APPROVAL	TBD	
VaterSMART Planning & Design	USBR	Water Supply	4/2/2024	Water Supply Planning	Funding for advancing implemenation of Strategice Water Supply Projects	Open	TBD	TBD	

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2024 Water Bond	State of CA	Water supply projects	Fall 2024	SWSA Water Supply Projects	Currently in Legislature	In legislature	Voter approval; District participation	TBD
Water Resources Development Act	Army Corps of Engineers	Water supply projects	FY 2024	SWSA Water Supply Projects	Pursuing for No Regrets and regional projects	In appropriations	Authorization (secured 2022)	\$28,000,000.00
Small Storage Program	USBR	Water Supply	Fall 2024	Phoenix Lake	Funding for new water supply projects	TBD	Approved Feasibility Study	TBD

## **DISCUSSION**

## B. **SUMMARY:**

AF = Acre Feet

Mg/L = milligrams per liter

MPN = most probable number

MPY = mils per year

MG = million gallons

NTU = nephelometric turbidity units

# 1. Water Production:

	FY 20	23/24	FY 202	2/23
	(million	(acre-feet)	(million	(acre-
	gallons)		gallons)	feet)
Potable				
Total production this FY	4,749	14,573	4,538	13,928
Monthly production, February	394	1,210	395	1,211
Daily average, February	14.09	43.23	14.09	43.24
Recycled				
Total production this FY	172.10	528.17	149.50	458.80
Monthly production, February	8.33	25.55	6.48	19.89
Daily average, February	0.30	0.91	0.23	0.71
Raw Water				
Total production this FY	38.84	119.20	42.81	131.38
Monthly production, February	0.00	0.00	0.00	0.00
Daily average, February	0.00	0.00	0.00	0.00
Imported Water				
Total imported this FY	1,727	5,301	933	2,864
Monthly imported, February	6	20	57	175
Reservoir Storage				
Total storage	25,927	79,566	25,927	79,566
Storage change during February	0	0	43	131
Stream Releases				
Total releases this FY	2,076	6,371	1,814	5,566
Monthly releases, February	67	205	172	528

2.	Precipitation:	FY 2023/24 (in.)	FY 2022/23 (in.)	0001101
۷.	riecipitation.	11 2023/24 (III.)	11 2022/23 (111.)	
	Alpine	39.83	41.17	
	Bon Tempe	36.18	40.81	
	Kent	41.62	39.07	
	Lagunitas *	42.10	53.50	
	Nicasio	28.49	34.59	
	Phoenix	41.39	47.93	
	Soulajule	28.26	34.34	
	* Average to date = 39.34 inc	hes		

#### 3. Water Quality:

<u>Laboratory:</u>	FY 2023/24	FY 2022/23
Water Quality Complaints:		
Month of Record	7	8
Fiscal Year to Date	58	105
Water Quality Information Phon	e Calls	
Month of Record	13	9
Fiscal Year to Date	39	63

The WQ lab ensured that the water supplied met or surpassed water quality regulations by collecting and analyzing 1,224 analyses on treatment plants and distribution system samples.

Mild steel corrosion rates averaged 2.61 (1.37 - 3.57) MPY. The AWWA has recommended an operating level of <5 MPY with a goal of <1 MPY.

Complaint Flushing: No flushing events were performed for this month on record.

<u>Disinfection Program</u>: No new pipelines were disinfected during the month of November. Performed chlorination's on 7 water storage tanks to ensure compliance with bacteriological water quality regulations.

<u>Tank Water Quality Monitoring Program</u>: Performed 35 water quality-monitoring events on storage tanks for various water quality parameters this month to help ensure compliance with bacteriological water quality regulations.

#### Summary:

The lab treated 7 tanks for low chlorine and checked an additional 35 tanks for low chlorine residual in February 2024.

#### 4. Water Treatment:

San Geronimo	Bon Tempe	Ignacio		
Treatment Results Average	Average Monthly	Monthly	Average	Monthly
		Goal		Goal Goal
Turbidity (NTU)	0.05	< 0.10 0.03	< 0.10 0.04 < 0	0.10
Chlorine residual (mg	g/L)	2.77 2.75 *	2.82 2.75 *	2.80 2.75 *
Color (units)	0.4 < 15	0.4 < 15	0.2	< 15
pH (units)	7.8	7.8* 7.8	7.8* 8.1	8.1**

<sup>\*</sup> Set monthly by Water Quality Lab

## 5. Capital Improvement:

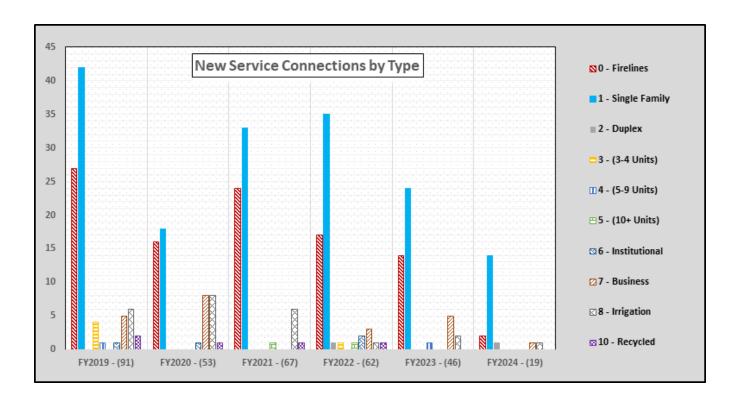
- a. <u>Pine Mountain Tank Phase 1 Rough Grading Project (D21043):</u> The Pine Mountain Tunnel Tanks Replacement Project is a multi-year two-phased project that will replace the existing Pine Mountain Tunnel. This project (Phase 1) will excavate approximately 45,000 cubic yards of hillside and will install a soil nail retaining wall in preparation for a future project that will install two 2-million gallon pre-stressed concrete storage tanks (Phase 2). This Phase 1 project will also perform site grading and drainage improvements.
  - Project Budget: \$7,734,575
  - Monthly Activities: The project was winterized and temporarily suspended by January 31, and will restart August 1, 2024. Access is permitted on Concrete Pipe Road and Taylor Trail through the duration of the suspension period.
- b. <u>Spillway Condition Assessment Phase II (CN2006)</u>: This project is considered Phase II of a multiphase project that will investigate the concrete spillways at Peters Dam (Kent Lake), Seeger Dam (Nicasio Reservoir), and Soulajule Dam. Assessment work includes concrete coring, ground penetrating radar (GPR), video inspection and cleaning of sub-drains, and visual observation.
  - Project Budget: \$680,106

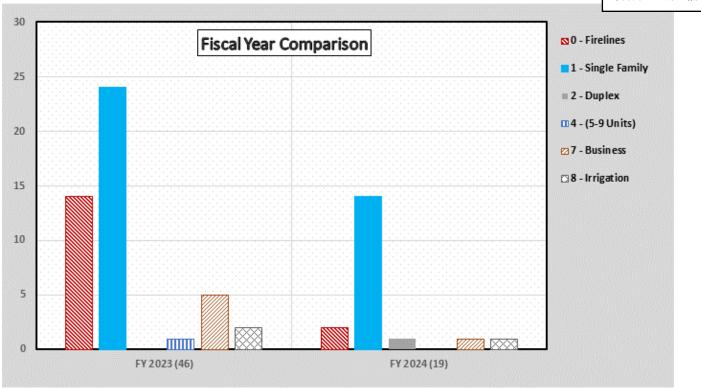
<sup>\*\*</sup> pH to Ignacio is controlled by SCWA

- Monthly Activities: The project has been temporarily suspended due to the winter conditions and full reservoir levels. The project will resume this summer.
- c. <u>Redwood Drive Pipeline Replacement Project (CN1989):</u> This project is a component of the District's Fire Flow Improvement Program and will install approximately 4,400 linear feet of 6-inch welded steel pipe to replace old, leak-prone, and fire flow deficient piping installed as early as 1913 in the unincorporated community of Woodacre.
  - Project Budget: \$2,204,075.20
  - <u>Monthly Activities:</u> The project was awarded for construction at the February 27 Board of Directors meeting and the contract is currently being executed. Work is anticipated to begin late March or early April.
- d. Wolfback Ridge Tanks Rehabilitation Project (CN2016): This project will replace the roof and recoat both the interior and exterior of each tank at Wolfback Ridge in Sausalito.
  - Project Budget: \$950,000
  - Monthly Activities: The project was awarded for construction at the February 13 Board of Directors meeting and the contract is currently being executed. Preliminary work is anticipated to begin late April, while on-site field work will not begin until October.

#### 6. Other:

Pipeline Installation	FY2023/24	FY2022/23
Pipe installed during February (feet)	45	47
Total pipe installed this fiscal year (feet)	1,439	1,146
Total miles of pipeline within the District	908*	908*
* Reflects adjustment for abandoned pipelines		
Pipe Locates (1,133 Responses)	FY2023/24	FY2022/23
Month of February (feet)	16,209	16,146
Total this fiscal year (feet)	228,389	176,586
Main Line Leaks Repaired:	FY2023/24	FY2022/23
Month of February	11	19
Total this fiscal year (7/1/23-2/29/24)	87	135
<u>Services</u> :	FY2023/24	FY2022/23
Service upgrades during February	15	9
Total service upgrades this FY	128	111
Service connections installed during February	2	1
Total active services as of March 1st, 2024	60,578	60,499
(Total Including firelines)	61,960	61,873





# 7. <u>Demand Management</u>:

		FY 23/24		FY 21/22
	Feb-24	TOTAL	TOTAL	TOTAL
WATER-EFFICIENCY PROGRAMS				
Water-Use Site Surveys				
Conservation Assistance Program (CAP) Consultations				
Residential properties resi 1-2 (single-family)	17	230	291	731
Residential properties resi 3-5 (multi-family units)	1	5	3	7
Non-residential properties resi 6-7 (commercial)	0	0	3	1
Dedicated irrigation accounts resi 8-10 (large landscape)	0	0	0	3
Marin Master Gardeners' Marin-Friendly Garden Walks	-	120	72	100
Residential garden walks	3	120	72	100
Public Outreach and Education, Customer Service				
Public outreach events (number of people attending)	0	1022	17775	1602
Public education events (number of participants)	0	0	328	536
Customer calls/emails admin staff	189	2522	4150	9508
Outreach to new Marin Water customers (letters sent)		1189	0	0
School Education				
School assemblies				
Number of activities	0	16	0	0
Number of students reached	0	17250	0	0
Field trips				
Number of activities	0	6	15	0
Number of students reached	0	117	307	0
Classroom presentations				
Number of activities	1	7	17	0
Number of students reached	75	276	531	0
Other (e.g. booth events, school gardens)				
Number of activities	0	0	1	0
Number of students reached	0	0	480	0
Incentives				
Number of HECWs approved	4	66	103	190
Number of Rain Barrel/Cisterns approved	0	6	15	76
"Cash for Grass" Turf Replacments approved	0	43	116	402
Number of Laundry-to-Landscape Systems (kits) approved	0	0	7	27
Hot water recirculating system rebates	2	5	30	122
Pool Cover rebates	2	20	27	298
HET rebates	2	9	22	92
Number of Smart Home Water Monitor "Flume Direct Distribution" redeemed	67	396	271	1568
Number of Smart Controllers rebates approved	1	27	35	69
Number of Smart Controllers "RainBird compatible w/Flume" approved	14	87	0	0
Number of Smart Controllers "Rachio Direct Distribution" approved	5	137	77	178
Advanced Metering Infrastructure (AMI)				
AMI leak letters sent to customers (>200 GPD)	53	901	1168	1050
·				
ORDINANCES				
Water Waste Prevention				
Water Waste Reports Received	9	124	392	4451
Water Waste Notifications Sent	1	29	81	0
Landscape Plan Review				
Plans submitted	10	81	88	77
Plans exempt	1	16	5	1
Plans completed	3	28	20	17
Plans in workflow (pass & fail)	9	126	145	123
Tier 4 Exemption				
Inspections that resulted in a pass	0	2	1	1
Graywater Compliance Form				
Applications Received (as of Dec 2019)	4	102	123	57
Systems installed	1	19	23	13
	_	10	20	10

#### 8. Watershed Protection:

Rangers Investigate Vandalism at Nicasio Reservoir Rangers were notified that the two portable toilets at the Nicasio Reservoir were destroyed. Upon investigating the scene, just off the Petaluma-Pt Reyes Road, Rangers determined explosive devices were used to blow apart both portable toilets. Through interviewing residents in the area, it has been determined, the explosions occurred Thursday night, February 22<sup>nd</sup>, at 10:30pm. Similar incidents occurred a year ago to the same portable toilets, as well as to the portable toilet located in the Leo Cronin parking area in Lagunitas. Rangers are working with Sheriff's Office Investigations and the ATF. Investigators are trying to determine if all three are linked. No suspects have been identified at this time.



The destroyed portable toilets at Nicasio Reservoir

#### Foot and Bike Patrols in January

During February even with inclimate weather, the Rangers completed 126 miles of foot and bike patrols. These patrols increase the visibility of the Rangers to the public using the watershed and improve public interaction with staff.

Incidents and Events	768
Visitor Assists	220
Warnings	141
Assist Watershed Maintenance	134
Dam Check	103
Citations	58
Fish and Game Contact	41
Misc Law Enforcement Calls	16
Vandalism	15
Preventive Search and Rescue	7
Illegal Trail Work	7
Assist Other Agency	5
Suspicious Circumstance	4
Medical Aid	4
Fire Service	3
Ranger Callout	2
Humane/Animal Related	2
Citizen Complaint: Illegal Bike Use	1
Citizen Complaint: Off Leash Dogs	1
Theft	1
Illegal Dumping	1
Use of Destructive Device	1
Found Property	1

Citations	58
Non-Payment of Parking Fees	39
Obstruct Traffic/Parking within 6' of Center	11
Parking After Sunset	3
Dog off Leash	2
Swimming/Wading	2
No Parking	1

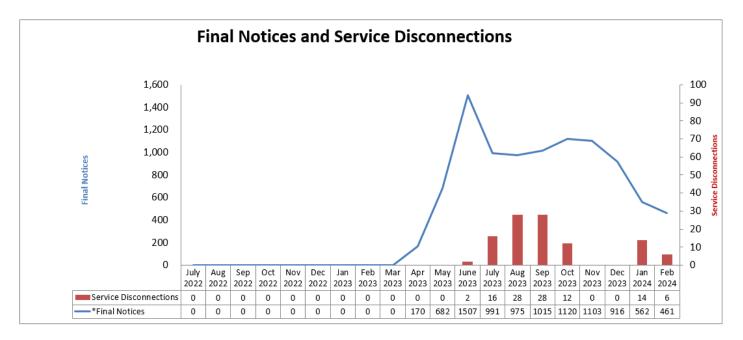


# 9. Shutoff Notices and Disconnections:

\*Final Notices

Service Disconnections

<sup>\*</sup> Includes 10 day and final notices



#### **FISCAL IMPACT**

None

## **ATTACHMENT(S)**

None

DEPARTMENT OR DIVISION	DIVISION MANAGER	APPROVED
Office of the General Manager		De Harande.n

Ben Horenstein General Manager Ben Horenstein General Manager

Section 7. Item #c.



# **STAFF REPORT**

Meeting Type: Board of Directors

**Title:** Approve Wildland Fire Services Contract

From: Shaun Horne, Director of Watershed Resources

**Through:** Ben Horenstein, General Manager

Meeting Date: March 19, 2024

TYPE OF ACTION: X Action Information Review and Refer

**RECOMMENDATION:** Adopt a resolution to approve a three-year 'Wildland Fire Services' General Services Agreement (GSA) contract with Biswell Forestry LLC.

**SUMMARY:** On February 09, 2024, the District released a notice inviting bidders to submit proposals for a three-year wildland fire services contract. The District received two (2) bids on February 27th and Biswell Forestry LLC was identified as the lowest qualified bidder. Staff is recommending that the Board approve the Resolution, which awards Contract No. 2018 to Biswell Forestry LLC in the amount of \$825,000 for a three-year Wildland Fire Services contract with a District option to extend services in one year increments for up to an additional two-years. Staff is also requesting that the Board authorize the General Manager to execute the contract and any and all future amendments to this contract, which he deems necessary, so long as they do not exceed 10% in total of the contract amount.

**DISCUSSION:** The District is currently in year five of implementation of the Biodiversity, Fire and Fuels Integrated Plan (BFFIP) that was adopted in 2019. During the course of conducting the BFFIP-driven vegetation Management Actions, the District has generated vegetation piles on the watershed that need to be burned off to achieve the vegetation management goals. Staff will utilize this three year 'Wildland Fire Services' contract to provide certified wildland fire contractor crews with fire equipment necessary to help address the un-burned vegetation piles, as well as provide operational assistance for prescribed burn site preparation and post fire mop up operations.

#### **ENVIRONMENTAL REVIEW:**

The District has certified a Programmatic Environmental Impact Report (PEIR) pursuant to the provisions of the California Environmental Quality Act (CEQA) for the Biodiversity, Fire and Fuels Integrated Plan (BFFIP) which was adopted in 2019 and which covers all work being proposed under the new 'Wildland Fire Services' contract.

**FISCAL IMPACT:** The total project costs to perform the Wildland Fire Services over three years, during FY24, FY25 & FY26, will be \$825,000. To cover the first year's expense, during FY24, \$275,000.00 is currently budgeted within A1E07, Fund 20 -FY23 Capital, 'Green Infrastructure' (BFFIP) Contractors (D24005) and will be supplemented by grant funding as it is secured.

# **ATTACHMENT(S):**

1. Proposed resolution approving CN#2018 for Wildland Fire Services

DEPARTMENT OR DIVISION	DIVISION MANAGER	APPROVED
Watershed	Than fins	N. Harentein
	Shaun Horne Watershed Resources Director	Ben Horenstein General Manager

#### Attachment: 01

#### MARIN MUNICIPAL WATER DISTRICT

#### **RESOLUTION NO.**

# A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MARIN MUNICIPAL WATER DISTRICT APPROVING CONTRACT NUMBER 2018 FOR WILDLAND FIRE SERVICES

WHEREAS, the District advertised Contract No. 2018 for Wildland Fire Services on February 09, 2024; and

**WHEREAS,** the District received and publicly opened two bids on February 27, 2024, of which Biswell Forestry LLC was lowest responsible and responsive bidder.

#### NOW, THEREFORE, THE BOARD OF DIRECTORS RESOLVES that:

- 1. The bid of \$825,000 submitted by Biswell Forestry for Wildland Fire Services Contract No. 2018 ("Contract") was the lowest responsive and responsible bid submitted therefor, and said bid is hereby accepted.
- 2. A Contract for this project shall be awarded to said low bidder, and the General Manager is authorized and directed to execute said Contract on behalf of the District upon receipt of a payment bond, proof of insurance, and the executed contract for the work from said bidder.
- 3. The General Manager is hereby authorized to execute the contract and any and all future amendments to the Contract, which he deems necessary, without further Board approval, so long as those amendments to the Contract do not exceed \$82,500 (10% of total contract).
- 4. Upon complete execution of said Contract, the bonds and/or checks of the other bidders are to be returned to said other bidders, and all bids other than that of Biswell Forestry LLC are to be rejected.
- 5. The project is covered by the Biodiversity Fire, and Fuels Integrated Plan Program Environmental Impact Report (EIR) under Public Resources Code section § 21000 et seq. and the Guidelines for Implementation of California Environmental Quality Act, California Code of Regulations Title 14, § 15000 et seq.

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AYES:

NOES:

ABSENT:

Ranjiv Khush
President, Board of Directors

ATTEST:

Terrie Gillen
Board Secretary

PASSED AND ADOPTED this 19th day of March, 2024, by the following vote of

the Board of Directors.

Section 8. Item #a.



# STAFF REPORT

**Meeting Type:** Board of Directors

Title: Emergency Contracting Provisions West Peak Power Pole Removal

From: Shaun Horne, Director of Watershed Resources

**Through:** Ben Horenstein, General Manager

Meeting Date: March 19, 2024

TYPE OF ACTION: X Action Information Review and Refer

**RECOMMENDATION:** Adopt a resolution approving the continuing use of the District's emergency contracting procedures and ratifying the award of Contract No. 2021, 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

**SUMMARY:** Severe winter storms in early February resulted in winds of over 100 mph on the top of Mt. Tamalpais at West Peak. These storms resulted in severe damage to the remnant power lines and power poles that run through the Old Mill Valley Air Force Base at West Peak. Storm damage has compromised 49 poles on the District's watershed lands that require immediate removal to protect public safety.

**DISCUSSION:** The District owns and manages over 21,000 acres of watershed lands on Mt. Tamalpais and in west Marin. The District's watershed lands are open to the public to enjoy. West Peak has numerous trails around and through the site that are routinely used by visitors. The site offers panoramic views of the Bay Area from the top of Mt. Tamalpais. However, the site is currently closed to all visitors due to storm damage that occurred and has made the site unsafe for those who may try to visit the area despite the closure. As a result of severe winter weather and wind, the District needs to take immediate action to remove the compromised and down power lines and poles.

Rangers identified the hazardous conditions at West Peak in February. Immediately after identifying the hazard, the District coordinated with PG&E to secure the site and disconnect the power lines from the PG&E facilitates. Pinnacle Power responded to assess the site conditions and worked with the District's Watershed Maintenance Division to develop a plan for removing and disposing of the compromised infrastructure.

#### **Emergency Contracting Provisions**

West Peak Emergency Power Pole Removal must occur on an emergency basis because:

- 1. A significant emergency exists with downed power poles, compromised poles, and the associated power line infrastructure at West Peak.
- 2. Immediate removal of downed power line infrastructure is necessary to remove the hazardous conditions and restore safe public access to the site.

District Code Section 2.90.055 (a) allows construction contracts to be awarded upon obtaining informal quotations without advertisement in significant emergencies or when repairs or replacements are necessary to permit continued operation or services by the District upon the approval of a four-fifths vote of the Board of Directors. This action is based on a finding that the emergency will not permit the delay, which would result from a competitive solicitation for bids, and that the action is necessary to respond to the emergency.

District Code Section 2.90.055 (b) allows the General Manager to award a contract for emergency services in order to respond to the exigent circumstances in a timely manner, and provided that the General Manager shall timely inform the Board. The Board shall determine by a four-fifths vote at every regularly scheduled meeting thereafter whether there is a need to continue the action. The Board shall terminate the action at the earliest possible date that permits the remainder of the emergency work to be completed pursuant to a contract awarded after competitive bidding.

On March 13, 2024, the District General Manager awarded an emergency general services agreement to Pinnacle Power based on the informal quote listed below in order to commence the prompt removal of the compromised power poles and ancillary equipment. The General Manager reported to this Board at the March 5<sup>th</sup> meeting. This item seeks Board ratification of the contract and determination by the Board, by a four-fifths vote, that there is a continuing emergency requiring the emergency services as set forth in the contract.

#### **Informal Quote:**

Item #	Description	Qty	Rate	Total
1	Lump Sum Electric pricing - Labor and Equipment pole removals [PT].	1	\$80,572.82	\$80,572.82
2	Lump Sum Electric pricing - Labor and Equipment remove communication lines and dispose [PT].	1	\$26,930.73	\$26,930.73
3	Wood poles disposal	1	\$15,226.84	\$15,226.84
4	Materials	1	\$4,092.00	\$4,092.00
	Grand Total		-	\$126,822.40

**ENVIRONMENTAL REVIEW:** The Project is categorically exempt under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(b) "Existing Facilities" in that the Project performs minor repairs and alterations to an existing facility involving no expansion of use.

Section 8. Item #a.

Application of the categorical exemption is not barred by any of the exceptions set forth in  $\frac{14 \text{ CCR}}{4 \text{ CCR}}$  Section 15300.2. The Project is also statutorily exempt under CEQA Guidelines section 15269(c) in that the prompt removal of the compromised power poles and ancillary equipment is necessary to mitigate the risk to public safety in the near term.

**FISCAL IMPACT:** Funds budgeted in the District's Watershed Capital Budget A1E05 will be used to cover the emergency removal costs.

## ATTACHMENT(S):

1. Proposed Resolution Approving the Continued Use of the District's Emergency Contracting Provisions and Ratifying Award of Contract 2021

DEPARTMENT OR DIVISION	DIVISION MANAGER	APPROVED
Watershed	Sham fins	A Harantein
	Shaun Horne Watershed Resources	Ben Horenstein General Manager
	Director	General Wallager

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#### Attachment 1

#### MARIN MUNICIPAL WATER DISTRICT

#### **RESOLUTION NO.**

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MARIN MUNICIPAL WATER DISTRICT APPROVING THE CONTINUED USE OF THE DISTRICT'S EMERGENCY CONTRACTING PROCEDURES AND RATIFYING AWARD OF EMERGENCY GENERAL SERVICES AGREEMENT NO. 2021 TO PINNALCE POWER SERVICES, INC. FOR WEST PEAK POWER POLE REMOVAL PROJECT

WHEREAS, on February 5, 2024, severe winter storms impacted Marin County and wind speeds on top of Mt. Tamalpais reached over 100 mph; and

**WHEREAS,** severe wind conditions on Mt. Tamalpais compromised 49 power poles at the Old Mill Valley Air Force Station at West Peak; and

**WHEREAS,** the District closed West Peak to all public access due to hazardous conditions and worked with PG&E to secure the site; and

**WHEREAS,** the District, a special purpose municipal corporation, is authorized by District Code Section 2.90.055 to award construction contracts after waiving competitive bidding requirements in certain limited emergency situations; and

**WHEREAS**, the delay resulting from a formal competitive solicitation of bids will reduces the District's ability to complete the project in a timely manner to protect public safety and address the hazardous conditions, and

WHEREAS, on February 26, 2024, the District informally advertised Contract No. 2021, West Peak Power Pole Removal conducted a site visit with a qualified contractor; and

**WHEREAS,** on February 28, 2024, District Staff received one bid for the West Peak Power Pole Removal Project, which project will remove 49 compromised power poles and associated infrastructure; and

**WHEREAS,** Pinnacle Power Services, Inc. submitted a bid with their contract price of \$126,822 to perform the needed emergency services.

#### NOW, THEREFORE, THE BOARD OF DIRECTORS RESOLVES AS FOLLOWS:

A. The Board of Directors find as follows:

- 1. The above recitals are true and accurate and are incorporated herein by this reference.
- A significant emergency exists due storm damage that occurred as a result of extreme wind conditions in Marin County.
- 3. The removal of the power poles and associated infrastructure is critical to ensuring public safety and reducing hazardous conditions at West Peak.
- 4. If formal bidding procedures were used to solicit bids for the West Peak Power Pole Removal Project, this process would take approximately 3 to 4 months, which would impair the District's ability to protect life, health, and property, and exacerbates the impacts of the storm damage.
- 5. Failure to expedite the solicitation process by obtaining informal quotations as permitted by District Code Section 2.90.055, for the removal of the compromised power poles and associated infrastructure poses a significant hazard to the public and visitors to the Mt. Tamalpais Watershed.
- 6. The emergency created by the severe winter storms will not permit the delay that would result from a competitive solicitation for bids for the West Peak Power Pole Removal Project, and Continuation of the emergency contract award procedure of District Code Section 2.90.055(c) is required to respond to the emergency and to assure the District is able to continue ensure safe conditions on the Mt. Tamalpais Watershed.
- 7. The emergency general services agreement Contract No. 2021 for the West Peak Power Pole Removal Project with Pinnacle Power Services, Inc. for an amount not to exceed \$126,822 as awarded by the District General Manager is hereby ratified by the Board.
- B. Competitive bidding requirements are waived for the rehabilitation of the West Peak Power Pole Removal Project pursuant to District Code Section 2.90.055.
- C. The Board of Directors directs the General Manager to negotiate and execute all contracts and agreements including professional services and construction services, in order to complete the emergency work associated with the West Peak Power Pole Removal Project and to procure the necessary equipment, services and supplies, to complete this work in a prompt manner in accordance with District Code Section 2.90.055.

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AYES:

NOES:

ABSENT:

Ranjiv Kush
President, Board of Directors

ATTEST:

Terrie Gillen
Board Secretary

PASSED AND ADOPTED this 19th day of March, 2024, by the following vote of

the Board of Directors.

Section 8. Item #b.



# STAFF REPORT

Meeting Type: Board of Directors

Title: Legislative Update

From: Shaun Horne, Director of Watershed Resources

**Through:** Ben Horenstein, General Manager

Meeting Date: March 19, 2024

TYPE OF ACTION: X Action Information Review and Refer

**RECOMMENDATION:** Consider adopting a position of support on Senate Bill (SB) 1159 and Assembly Bill (AB) 2257 and a position of watch on Assembly Bill (AB) 2196

**SUMMARY:** The District regularly tracks state and federal legislation that may affect District interests. Staff will provide an update to the Board on recently introduced Senate Bill (SB) 1159, Assembly Bill (AB) 2196 and Assembly Bill (AB) 2257. Staff is proposing that the Board adopt a support position on SB 1159 and AB 2257, and a watch position on AB 2196 to allow staff to gather additional information.

#### **DISCUSSION:**

State Legislation: SB 1159 (Dodd) Roadside Wildfire Safety Bill

Status: Introduced

The bill from Assemblymember Bill Dodd (D-Napa) would require the natural resources agency to consider granting a CEQA exemption to expedite roadside management projects, reducing the possibility of roadside fires and improving evacuation routes. It would also decrease the costs to treat roadside areas that currently present a financial burden to small agencies and under-resourced communities. This bill, if successful, would be an important piece of legislation to help reduce costs for fuel reduction and vegetation management along roads, which is important to support first responders and community evacuation routes.

The District's Board of Directors certified the Program Environmental Impact Report (PEIR) for the BFFIP (State Clearinghouse Number 2017012007) on October 15, 2019 (Marin Water District, 2019). The BFFIP PEIR was prepared in accordance with the California Environmental Quality Act (CEQA) to assess the environmental effects of the BFFIP. Under the BFFIP, there are 27 Management Actions that are being implemented to fulfill the goals and approaches described in the plan. Vegetation management under the BFFIP aims to reduce fuel loads, maintain fuelbreak infrastructure, preserve

defensible space, and reduce invasive weed species. The PEIR provides the District with adequate coverage to carry out roads side brushing activities on District lands to address hazardous fuel conditions.

Notwithstanding that the proposed legislation is not currently necessary for the District's fuel control work, SB 1159 would be beneficial for local fire agencies, Marin County, and are municipalities, to carry out vegetation management along roads within their jurisdictions. Therefore, staff is recommending that the Board consider adopting a position of support on SB 1159 because this legislation could benefit other jurisdictions working to address roadside vegetation in Marin County.

State Legislation: AB 2196 (Connolly) Beaver Restoration

Status: Introduced

This bill from Assemblymember Connolly (D-San Rafael) codifies the work of the Beaver Restoration Program. The Beaver Restoration Program authorizes the California Department of Fish and Wildlife (CDFW) to relocate beavers to better allow this keystone species to assist in restoring watershed and ecosystem properties in the areas that need it most. This bill directs the CDFW to expand this relocation effort by developing a program to authorize non-CDFW staff to carry out relocation. If passed, this legislation could allow entities other than CDFW an avenue for reintroducing beavers, which could provide another tool to help enhance salmon habitat.

On March 17, 2022, the Board of Directors authorized submittal of a letter of support for the California Department of Fish and Wildlife to continue analysis of the reintroduction of beavers to the Lagunitas Creek Watershed. As part of CDFW's ongoing assessments the District requested that CDFW evaluate potential drinking water issues associated with reintroduction efforts and ways to ensure that drinking water is not affected through reintroduction activities. Reintroducing beavers to salmon bearing streams can create critical nursery habitat for young salmon, which is in short supply in Lagunitas Creek and could be beneficial for improving habitat in Lagunitas Creek.

AB 2196 Beaver Restoration could be beneficial for salmon bearing streams in Marin County. If passed it will be important for the District to be involved in local planning associated with any proposed actions within the Lagunitas Creek Watershed and it is still unclear to District staff how this proposed legislation would impact the District's involvement with important planning activities. Based on this, staff is recommending that the Board adopt a position of watch. Staff will continue to monitor AB 2196 as it makes its way through the legislation session because it could be beneficial to advancing beaver reintroduction in Marin County.

**State Legislation**: AB 2257 (Wilson) Local government: property-related water and sewer fees and assessments: remedies

Status: Introduced

The Bill from Assemblymember Lori Wilson (D-Suisun City) would prohibit, if a local agency complies with specified procedures, a person or entity from bringing a judicial action or proceeding alleging noncompliance with the constitutional provisions for any new, increased, or extended fee or assessment, as defined, unless that person or entity has timely submitted to the local agency a written objection to that fee or assessment that specifies the grounds for alleging noncompliance. In other words, potential litigants challenging a public agency's water or waste water rates would first need to

Section 8. Item #b.

exhaust their administrative remedies by raising objections to the agency prior to the time of rate adoption.

The Association of California Water Agencies (ACWA) is sponsoring this bill in an effort to aid public agencies in defending against Proposition 218 lawsuits by requiring litigants to participate and raise specific objections during the public administrative process. In doing so, this proposal intends to bring to light all possible complaints and provide an opportunity to resolve a dispute and avoid litigation altogether. ACWA is encouraging members to join a coalition in support of the bill as it moved through the Legislature. Based on this, staff is recommending that the Board consider adopting a support position on AB 2257.

**ENVIRONMENTAL REVIEW:** Not applicable.

FISCAL IMPACT: None.

## **ATTACHMENT(S):**

1. Description of Legislative Positions

DEPARTMENT OR DIVISION	DIVISION MANAGER	APPROVED
Watershed	Sham fins	By Harante.n
	Shaun Horne Watershed Resources	Ben Horenstein General Manager

Director

#### Attachment 1

#### **Description of Legislative Positions**

by the District.

**Support**— Measure has substantial significance; District actively supports the proposed legislation.

Support and Seek Amendments— Measure has substantial significance; District will actively support the proposed legislation while continuing to seek specific amendments.

Support if Amended— Measure has substantial significance; District will actively support the proposed legislation if it is amended to address specific shortcomings identified

**Favor**— Legislation is generally beneficial to District; it will join other organizations in support but will not engage actively in advocacy for the measure.

**Favor if Amended**— Legislation is generally beneficial to District; it will join with other organizations in support if legislation is amended to address specific shortcomings identified by the District but will not engage actively in advocacy for the measure.

**Watch**— Measures or general issues of potential significance to District but have not been sufficiently defined for a formal position.

**Not Favor**— Legislation is generally detrimental to District; it will join with other organizations in opposition but will not engage actively in advocacy against the measure.

**Oppose Unless Amended**— Measure has substantial significance; District will actively oppose the proposed legislation unless amended to address specific shortcomings.

**Oppose**— Measure has substantial significance; District actively opposes the proposed legislation.

Section 8. Item #c.



# STAFF REPORT

Meeting Type: Board of Directors

Title: Recycled Water Update

From: Paul Sellier, Director of Water Resources

**Through:** Ben Horenstein, General Manager

Meeting Date: March 19, 2024

TYPE OF ACTION: Action X Information Review and Refer

**RECOMMENDATION:** Receive staff update on the District's recycled water program

**SUMMARY:** The District's recycled water program annually provides over 700 acre-feet of recycled water to 330 customers in the Terra Linda area of San Rafael primarily for landscape irrigation, as well as select toilet flushing and industrial cooling. Staff will provide an update on potable reuse regulations in California.

**DISCUSSION:** The District was one of the first agencies to recycle wastewater in Northern California. Since the early 1980s, the District has pioneered use of recycled water for car washes, air-conditioning cooling towers, commercial laundries, and toilet flushing in condominium complexes and the County Jail. The District currently owns and operates approximately 25 miles of recycled water pipeline, three pump stations, and two storage tanks and a treated water clearwell with a total combined storage capacity of 1.7 million gallons. Las Gallinas Valley Sanitary District's (LGVSD) provides tertiary recycled water from the upgraded Recycled Water Treatment Facility.

Staff will present an overview of the recycled water system, opportunities to increase water reuse in the service area and update on recent promulgation of potable reuse regulations in California.

**ENVIRONMENTAL REVIEW:** Not applicable.

FISCAL IMPACT: None.

**ATTACHMENT(S):** None.

Section 8. Item #d.



# STAFF REPORT

Meeting Type: Board of Directors

Title: Update on the Water Supply Roadmap Local Storage Project

From: Paul Sellier, Water Resources Director

**Through:** Ben Horenstein, General Manager

Meeting Date: March 19, 2024

TYPE OF ACTION: Action X Information Review and Refer

**RECOMMENDATION**: Receive information on Water Supply Roadmap Local Storage Project

**SUMMARY:** On February 28, 2023, the Board selected the Integrated Roadmap for improved water supply resiliency (Roadmap). Since that time, staff have been implementing the early action projects, while in parallel working to advance the longer term, more complex projects. Staff will provide a presentation illustrating the process and work being done to advance the Local Storage Project.

**DISCUSSION:** The Local Storage Project team has been reviewing existing information to thoroughly understand and define the alternatives described in the Strategic Water Supply Assessment, and understanding how the existing reservoir impoundments were constructed, where material was sourced from for construction and ultimately the viability of the proposed alternatives. The review of historical data has led in some cases to additional alternatives that must developed and be run to ground. The project team will provide a presentation reviewing the progress to-date on the Water Supply Roadmap Local Storage Project.

**ENVIRONMENTAL REVIEW:** Not Applicable.

FISCAL IMPACT: None.

**ATTACHMENT(S):** None.



## **UPCOMING MEETINGS**

This schedule lists upcoming Marin Water Board of Directors meetings and committee meetings as well as upcoming agenda items for the next month. The schedule is tentative and subject to change pending final publication and posting of each meeting agenda.

Internal Meetings		
Meeting Date	Meeting Type	Key Item(s)
Thursday, Mar. 21, 2024 9:30 a.m.	Watershed Committee Meeting/Special Meeting of the Board of Directors	Draft Watershed Recreation Management Planning Feasibility Study
Thursday, Mar. 28, 2024 9:30 a.m.	Finance & Administration Committee Meeting/Special Meeting of the Board of Directors	Brown Act, Public Records Act and Campaign Laws Legal Review
Tuesday, Apr. 2, 2024 5:30 p.m.	Board of Directors' Regular Bi- Monthly Meeting, including Closed Session	Water Conveyance Update
Friday, Apr. 5, 2024 9:30 a.m.	Operations Committee Meeting/Special Meeting of the Board of Directors	Main Break Response Update

External Meetings		
Meeting Date	Meeting Type	
Monday, Apr. 8, 2024 9:00 a.m.	Sonoma Water Advisory Committee/Technical Advisory Committee	
Friday, Apr. 19, 2024 9:00 a.m. – 3:00 p.m.	North Bay Watershed Association Conference	