

STRAWBERRY RECREATION DISTRICT  
118 East Strawberry Drive / Mill Valley / California  
94941-2594 Tel # (415) 383-6494 / Fax # (415) 383-  
6635

**SRD Board Emergency Meeting Notice and Agenda**  
**Government Code section 54956.5**  
**Friday, September 20, 2024**  
**Open Session 1 pm**

**Location:** Strawberry Recreation District – 1<sup>st</sup> Floor Meeting Room, 118 E. Strawberry Dr., Mill Valley, CA 94941

**Accessibility for Individuals with Disabilities**

Upon request, District will provide for written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services and sign language interpreters, to enable individuals with disabilities to participate in and provide comments at/related to public meetings. Please submit a request, including your name, phone number and/or email address, and a description of the modification, accommodation, auxiliary aid, service, or alternative format requested. Requests will be granted whenever possible and resolved in favor of accessibility.

1. Call to Order and Roll Call
2. **CONVENE IN OPEN SESSION:**
  - A. **Basis for Emergency** – Board to review and determine basis for emergency meeting under section 54956.5 of the Government Code. The existence of pilings in the Strawberry Channel constitutes an emergency within the District and an emergency situation under section 54956.5 of the Government Code and could severely impact the public's health and safety and could potentially lead to a disruption of public facilities, requiring prompt action by the District.
3. **Open Time for Public Expression** - Non-Agenda Items (limit: two mins per person).  
While members of the public are welcome to address the Board, under the Brown Act, Board members may not deliberate or take action on items not on the agenda, and generally may only listen.
4. **OPEN SESSION AGENDA** – Members of the public may comment on any agendized matter (limit: two mins per person).

**A. Discussion/Action:** SRD/Marin County MOU & Bid Process

**Recommended Action:** Approve

Next Regular Session Board Meeting is October 8, 2024, at 6:00 p.m.



American Sign Language interpreters may be requested by calling (415)-927-5071(TDD) or (415)-383-6494(voice) at least 72 hours in advance.

Copies of documents are available in accessible formats upon request.

**MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE COUNTY OF  
MARIN AND STRAWBERRY RECREATION DISTRICT RELATED TO OWNERSHIP  
AND MAINTENANCE OF STRAWBERRY CHANNEL MARKERS**

This Memorandum of Understanding ("Memorandum") is entered into by and between the County of Marin, a political subdivision of the State of California, through the Department of Public Works ("County"), and Strawberry Recreation District, a recreation district created under the laws of the State of California ("District").

RECITALS

**WHEREAS**, District, through Zone IV dredges a public channel along the waterway east of Strawberry Drive in order to provide public access for boating ("Strawberry Channel").

**WHEREAS**, County owns certain submerged lands in trust pursuant to a grant from the State of California including the submerged land known as the "Salt Work Canal," as shown upon the Board of Tide Land Commissioners' "Map No. 1 of the Salt Marsh and Tide Lands Situate in the County of Marin, State of California," dated 1870.

**WHEREAS**, thirteen (13) piles with navigational markers ("Channel Markers") located within the Strawberry Channel were evaluated for existing condition in August of 2023, as described in the Hadley General Contractors, Inc., "Strawberry Channel Piles Observations of Existing Conditions," attached hereto as **Exhibit A**,

**WHEREAS**, the Strawberry Channel Piles Observations of Existing Conditions identified five (5) Channel Markers as having timber pilings in critical condition showing advanced deterioration, overstressing, or breakage.

**WHEREAS**, there is an unclear record as to whether County and/or District installed the Channel Markers-

**WHEREAS**, to avoid the risk to the public associated with structurally deficient Channel Markers, and in the spirit of cooperation between public entities, County and District agree as follows:

AGREEMENT

1. District through Zone IV agrees to remove the five (5) Channel Markers identified in Exhibit A as having timber pilings in critical condition (the "Project") with assistance from County.
2. District through Zone IV shall serve as the lead agency on the Project and will be responsible for complying with all necessary permits, preparing and approving any plans and specifications, and contracting with a general contractor to remove the Channel Markers with the assistance of County ("Project Delivery").
3. County shall prepare and submit applications for Project permits on behalf of District through Zone IV.

4. County agrees to reimburse District for 50% of the necessary cost of the Project, not to exceed \$49,999, upon invoice from District, and County shall remit payment to District within 30 days of receipt of an invoice.

5. County and District agree to cooperate in good faith to allow completion of the Project, and County will provide technical support within County's expertise.

6. County and District acknowledge that District's completion of the Project is not an admission of liability or responsibility for maintaining the Channel Markers or the channel, and this memorandum shall not be construed as such.

DATED: \_\_\_\_\_, 2024

\_\_\_\_\_  
Nancy Shapiro, General Manager  
Strawberry Recreation District

DATED: \_\_\_\_\_, 2024

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Rosemarie Gaglione, Director  
County of Marin, Dept. of Public Works

GM

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**From:** Christopher Blunk [REDACTED]  
**Sent:** Wednesday, September 18, 2024 8:24 PM  
**To:** GM  
**Cc:** Misty Petrocelli  
**Subject:** Strawberry Recreation MOU & Project

Hi Nancy,

Our staff confirmed that we can assist SRD with the bidding process for the Strawberry Channel Pile Ren are able to advertise a package on behalf of SRD with SRD's form contract, and will request that bids be staff at the Civic Center. We can host and conduct the Bid Opening via Zoom, can review the bids for res and can recommend the low bidder to SRD.

Let me know if that will work for you,

-Chris

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