



AGENDA

DATE: **Wednesday, August, 13, 2025**

PLACE: **Marin Farm Bureau Conference Room, 520 Mesa Road, Point Reyes Station, CA 94956**

REMOTE OPTION: Members of the public may participate remotely by Zoom:

<https://us02web.zoom.us/j/87864206727> or by phone: +16699009128,,87864206727#
meeting ID: 878 6420 6727. Please contact Elise Suronen at (415) 663-1170 ext. 314, or
sarahs@marinrcd.org if you have concerns about accessibility.

(Note that we may move agenda items in this meeting to meet time constraints of participants.)

1. Regular meeting opens at **9:00 a.m.** Roll call, introduction of guests.

ACTION ITEMS: 9:15 - 10:30 a.m.

2. DISTRICT:

- A. Board approval to consider candidates and make an appointment to fill a vacant seat on the Marin RCD Board of Directors (15 min). ~Nancy Scolari, Executive Director
- B. Board approval of regular Meeting Minutes (5 min). ~Cora Richard, Bookkeeper
- C. Board approval of the Financial Report (10 min). ~Marcus Meggett, Fiscal and Ops Manager
- D. Presentation of Marin RCD vacancies, recruitment, retention and adoption of FY25-26 annual budget (20 min). ~Marcus Meggett, Fiscal and Ops Manager
- E. Board approval to enter into a \$36,000 Fund Transfer Agreement with Marin County Flood Control and Water Conservation District to administer and implement bank stabilization projects that benefit and protect property owners of Flood Zone 10 (15 min). ~Gerhard Epke, Water Quality Program Manager; Tony Swan, Hannah Lee, Marin County Flood District

3. INFORMATIONAL: 10:30 a.m.

- **2024 Annual Crop Report and Report of Total Economic Contributions of Marin Agriculture (20 min)**- Joe Deviney, Marin County Agricultural Commissioner

Partner Updates: 3 min each

- USDA Natural Resources Conservation Service (NRCS)– Petaluma Field Office Staff
- Marin Agricultural Land Trust/SAP – MALT Stewardship Staff
- Point Blue & Students & Teachers Restoring a Watershed (STRAW)– Point Blue Staff
- Audubon Canyon Ranch - Jim Jensen, Tomales Bay Land Steward and Preserve Mgr
- Farm Bureau - Regina Pozzi, Marin County Farm Bureau

RCD Program Updates (See staff report for details):

- **Marin Water Expansion Alternatives** - John Dolcini, Marin RCD Associate Director
- **Federal Funding Freeze:** USDA is reviewing our proposed amendment to fit the new Advancing Markets for Producers grant program.

- **Conserving Our Watersheds Program (COW):** COW MILC, the most recent Nonpoint Source Pollution Water Board grant, has begun. The agreement for \$1,000,000 is executed and projects at dairies in the Stemple Creek watershed have been solicited and ranked by the Technical Advisory Group. The grant also funds practices in Drakes Bay watershed of the National Seashore and those projects are expected to constitute manure pond decommissioning at those outgoing dairies. Design work began this summer with biology and topography surveys. An application for COW GIRL phase IX was submitted to the Water Board in early January and is in review.
- **Justice Equity Diversity Inclusion (JEDI):** The carbon farm team plus Michelle Katuna and STRAW held a visit with the Federated Indians of Graton Rancheria at Toluma and Straus on May 9th to revisit riparian restoration sites where FIGR collaborated on designs. The team is planning another day of site visits in September. David Escobar is working on tangible recommendations for JEDI improvements to complete before the grant ends in December.
- **Media/Messaging/Outreach:** Second newsletter was sent out! North Coast Soil Hub newsletter highlighted Healthy Soils Projects in the region: <https://conta.cc/4igHa4a>
- **Biomass Project:** The Marin Biomass Project is preparing a complete version of its Study by revising all technical reports submitted by consultants and incorporating them as chapters in an integrated Study. All deliverables under OPR Agreement No 21121 have now been completed, and all invoices have been submitted. The Marin Biomass Project is now operating under OPR (now LCI) Agreement No. SPPD23176. This second contract focuses on dissemination of Study findings and implementation of Study recommendations.
- **Permit Coordination Program (PCP):** The RCD's COW and Carbon Farming 2025 program projects will be put through the PCP in the coming months. There are two upcoming partner projects. Green Gulch Streamflow Enhancement Project was informational at the July meeting and will be coming back for a Board action at the September meeting. Staff are reviewing vegetation management plans for ACR reserves and expect to bring an action to the board also in the coming months.
- **Urban Streams Program:** Sarah Phillips is on leave with Gerhard and other RCD staff filling in through the end of the year. Activities include landowner consultations, Marin Project Coordination meetings (agency permits), and various partnerships with the County such as the Tomales Bay tire removal project with NOAA, a new Tomales Bay TAC/Working Group, dissolution of the Inverness Flood Control District Zone 10, and support in Stinson Beach Zone 5.
- **Carbon Farming Program:** Students and Teachers Restoring a Watershed's (STRAW) riparian restoration monitoring and maintenance season is underway. The team recently finished 7 carbon farm plans and has scheduled follow up meetings with those producers to discuss next steps.
- **Walker Creek Watershed:** No report
- **Funding Opportunities:** Staff continues to meet with Emilie and other north coast RCDs to strategize around Prop 4 funding through SCC and WCB. Sarah is working on a pre proposal for WCB's upcoming grant.
- **Finance Committee:** No report
- **District:** Nancy completed the Request for Proposals to secure an auditor.
- **Landowner Assistance Provided:**
 - Urban Streams: 3 or 4 individuals requested assistance and were consulted this month
 - COW: Only 1 or 2 consultations besides program applicants this month
 - CF: 3

4. ANNOUNCEMENTS & CORRESPONDENCE

- None

5. PUBLIC COMMENT

Public comment for any matter not listed on this agenda, provided that no Board action is to be taken. All statements that require a response will be referred to staff to be placed on the next agenda.

6. MEETING ADJOURNED



MINUTES

DATE: **Wednesday, July 9th, 2025**

PLACE: **Marin Farm Bureau Conference Room, 520 Mesa Road, Point Reyes Station, CA 94956**

1. A regularly scheduled meeting was called to order by Terry Sawyer, Vice President, at 9 a.m.

Roll call of Directors: Terry Sawyer, Gerald Meral, David Sherwood and Mike Moretti. Sally Gale was not present after stepping down effective June 16th.

Associate Directors: George Clyde, John Dolcini, Paul Ingle, Guido Frosini

Staff: Nancy Scolari, Marcus Meggett, Cora Richard, Preston Duncan, Emilie Winfield, Elise Suronen, Gerhard Epke, Lee Farese, Sarah Skinker and Fiona O'Neill

Additional Attendees: Chad White (Marin Biomass Project), Jessie Ditmar (STRAW), Libby Kennedy (STRAW), Scott Dunbar (MALT), Rick Holland (Agroforestry), Martha Davis (Nicasio resident), Chase Garcia (NRCS), Melissa Williams (candidate board member), Kyle Johnson (PCI Ecological), Joe Deviney (Marin Co Ag Commissioner), Sara Tashker (Green Gulch Farm), Regina Pozzi (Farm Bureau), Carrie Lukacic (Environmental Planner PCI), and Justin Bodell (Landscape Architect PCI)

ACTION ITEMS:

2. DISTRICT:

A. Board approval of regular Meeting Minutes. ~ *Cora Richard, Bookkeeper*

MOTION: Jerry; SECOND: David; AYES: Terry, Jerry, Mike & David; NOES: None; ABSENT: Sally; to approve June 2025 Board minutes.

B. Board approval of the Financial Report. ~ *Marcus Meggett, Fiscal and Ops Manager, Nancy Scolari, Executive Director*

MOTION: David; SECOND: Jerry; AYES: Terry, Jerry, Mike & David; NOES: None; ABSENT: Sally; to approve the Financial Report.

3. FOREST AND FIRE HEALTH:

A. Board approval to execute a \$75,000 contract with Audubon Canyon Ranch for capacity building, burn planning and implementation of prescribed fire. ~ *Preston Duncan, GIS and Monitoring Manager*

MOTION: Jerry; SECOND: David; AYES: Terry, Jerry, David & Mike; NOES: None; ABSENT: Sally; to approve this \$75,000 contract with Audubon Canyon Ranch but before signing contract investigate insurance requirements for MRCD to be directly involved with the burning to know our potential liability.

4. INFORMATIONAL

Green Gulch Farm: Streamflow Enhancement Project design and CEQA Update. Project summary and consideration of future Notice of Determination for concurrence with the Statewide Restoration General Order and Program Environmental Impact Report

~Gerhard Epke, Water Quality Program Manager, Carrie Lukacic, Env. Planner, Justin Bodell, Landscape Architect, Prunuske Chatham Inc., Sara Tashker, Green Gulch Farm

Green Gulch Farms is located near Muir Woods. The 112-acre holding is currently being taken care of by the San Francisco Zen Center since 1972. Currently there is a stream restoration project ongoing on the property, the estimated completion is 2027. The main project goal is to restore streamflow volumes in Green Gulch during the most critical time of the year, when the farm pulls its summer water withdrawals. They are at about a 5-6 million project cost as of today, and the next stage of the project is estimated to be 1 million. They are mostly funded by the Wildlife Conservation Board.

North Coast Soil Hub ~ Emilie Winfield, North Coast Soil Hub Director

Emilie gave us a brief update on how the Soil hub is doing, and what their longer-term goals are. The main goal of the Soil Hub is to promote soil health using education and collaboration, inspire implementation and drive applied research in soil health. Their 2025 priorities are to strengthen Technical Assistance and to get proposition 4 funding to continue their work. Earlier this year the soil hub hosted soil symposiums which were a big success!

Partner Updates:

- **Farm Bureau-** Regina Pozzi, Farm Bureau Manager

The farm bureau is continuing to monitor issues that would affect farmers, ranchers, etc. They have an upcoming event at Marin French Cheese on October 6th- their annual VIP and membership appreciation lunch.

- **Marin Agriculture-** Joe Deviney, Marin County Agricultural Commissioner

Joe Deviney was not present at this point in the meeting.

- **USDA Natural Resources Conservation Service (NRCS)**– Petaluma Field Office Staff

Chase shared that NRCS has 55 EQIP applications that have been preselected for funding, 37 of which are obligated so far. They have 7 preapproved RCPP applications, and 28 preapproved CSP applications. Currently they have 262 active contracts from the office in Petaluma on over 100,000 acres, with a total of obligations over 20 million.

- **Marin Agricultural Land Trust/SAP** – MALT Stewardship Staff

Scott said that MALT will have completed about 20 projects for FY 24-25. SAP program is now open for this fiscal year with a little bit of a lower budget than the year before. It will be open until June 30th or until the budget is capped out. They are preparing for the next round of small grants. New stewardship associate Jen Smartley just started.

- **Point Blue & Students & Teachers Restoring a Watershed (STRAW)**– Point Blue Staff

Libby shared that STRAW is just monitoring and watering. Melissa Pitkin is now their new CEO!

- **Audubon Canyon Ranch** – Jim Jensen

Jim Jensen was not present.

RCD Program Updates (See staff report for details):

- **Marin Water Expansion** – John Dolcini (Marin RCD Associate Director)

John shared that there is no draft EIR yet. MMWD is still taking public written comment until August 4th. Their last meeting was on June 26th with the Nicasio Landowners Association which he felt was productive. Martha Davis has created a website you can visit:

<http://nicasio.net/flood>. There will be another Zoom meeting on July 15th at 1pm.

- **Federal Funding Freeze:** County of Sonoma is working on contract amendment with USDA to continue \$9M in federal funding.
- **Conserving Our Watersheds Program (COW):** COW MILC, the most recent Nonpoint Source Pollution Water Board grant, has begun. The agreement for \$1,000,000 is executed and projects at dairies in the Stemple Creek watershed have been solicited and ranked by the Technical Advisory Group. Design work is beginning this summer. The grant also funds practices in Drakes Bay watershed of the National Seashore and those projects are expected to constitute manure pond decommissioning at those outgoing dairies. An application for COW GIRL phase IX was submitted to the Water Board in early January and is in review.
- **Justice Equity Diversity Inclusion (JEDI):** No update.
- **Media/Messaging/Outreach:** Physical newsletter was sent out (link to it is [posted on our website](#)) to all mailboxes in our District, except we accidentally missed Muir Beach and north Marin ranches with Petaluma addresses. We have corrected this for the 2nd physical newsletter that Jerry, Nancy and Elise are currently finalizing. Staff will co-create a draft Communications Plan and compile MRCD's accomplishment data in Aug 2025 with a goal to present this draft info come Sept 2025 to coincide with the Strategic Planning process so both plans can inform each other. The North Coast Soil Hub newsletter highlighted Healthy Soils Projects in the region: <https://conta.cc/4igHa4a>
- **Biomass Project:** The Marin Biomass Project is preparing a complete version of its Study by revising all technical reports submitted by consultants and incorporating them as chapters in an integrated Study. All deliverables under OPR Agreement No 21121 have now been completed, and all invoices have been submitted. The Marin Biomass Project is now operating under OPR (now LCI) Agreement No. SPPD23176. This second contract focuses on dissemination of Study findings and implementation of Study recommendations.
- **Permit Coordination Program (PCP):** The RCD's COW and Carbon Farming 2025 program projects will be put through the PCP in the coming months. Upcoming partner projects include Green Gulch Streamflow Enhancement Project (today's agenda) and vegetation management plans for ACR reserves. No update on Black Mountain culvert project.
- **Urban Streams Program:** Sarah Phillips is on leave until Dec 2025 with Gerhard and other RCD staff filling in through the end of the year. Activities include landowner consultations, Marin Project Coordination meetings (agency permits), and various partnerships with the County such as the Tomales Bay tire removal project with NOAA, a new Tomales Bay TAC/Working Group, dissolution of the Inverness Flood Control District Zone 10, and support in Stinson Beach Zone 5.
- **Carbon Farming Program:** Students and Teachers Restoring a Watershed's (STRAW) riparian restoration monitoring and maintenance season is beginning. The team finished 7 carbon farm plans in mid June.
- **Walker Creek Watershed:** No activity
- **Funding Opportunities:** Nancy/Preston completed submission of information to Sonoma RCD for a block grant to the National Fish and Wildlife Foundation to complete 3 carbon farm plans. Staff continues to meet with Emilie and other north coast RCDs to strategize around Prop 4 funding through SCC and WCB.
- **Finance Committee:** The next FC meeting is scheduled for July 21, 2025. The last Finance Committee meeting was canceled.
- **District:** Nancy has been communicating with County Elections regarding the filling of Sally's vacant seat. Admin staff have been focused on creating a new Employee Handbook.

Marcus has been working on a new Indirect Cost Rate approval with a consultant. The Strategic Planning process is underway: Directors, staff and partners are being interviewed. Strategic Plan retreat is scheduled for Sept 2025. Admin staff are beginning to evaluate MRCD operations platforms and assessing how to upgrade and consolidate platforms to improve information flow and documentation.

- **Landowner Assistance Provided:**

Urban Streams: 4 individuals requested assistance and were consulted

COW: Only 1 or 2 consultations besides program applicants this month

CF: none reported

5. ANNOUNCEMENTS & CORRESPONDANCE

- A Marin RCD Vacancy Announcement will be distributed to fill Sally's seat.

6. PUBLIC COMMENT

Associate director Paul Ingle asked if the Marin RCD should have a presence at the Marin County Fair

7. MEETING ADJOURNED at 11:50 a.m.

ACTION: DISTRICT

- Board approval to consider candidates and make an appointment to fill a vacant seat on the Marin RCD Board of Directors. ~ *Nancy Scolari, Executive Director*

Urgency:

Urgent. Per the rules below, the Marin RCD must make an appointment within 60 days OR call for an election.

Background:

Due to the unexpected Board vacancy left by Sally Gale on June 16th, a new Director must be appointed to fill the position. According to [Section 1780 of the CA Government Code](#), the following rules apply:

- The remaining members of the district board shall make the appointment pursuant to this subdivision within 60 days after either the date on which the district board is notified of the vacancy or the effective date of the vacancy, whichever is later.
- The district shall notify the county elections official of the vacancy no later than 15 days after either the date on which the district board is notified of the vacancy or the effective date of the vacancy, whichever is later.
- The district shall post a notice of the vacancy in three or more conspicuous places in the district at least 15 days before the district board makes the appointment.
- The district shall notify the county elections official of the appointment no later than 15 days after the appointment.

In lieu of making an appointment the remaining members of the board may within 60 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, call an election to fill the vacancy.

If the vacancy is not filled by the district board by appointment, or if the district board has not called for an election within 60 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, then the ... the board of supervisors of the county representing the larger portion of the district area in which the election to fill the vacancy will be held, may appoint a person to fill the vacancy within 90 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, or the city council or board of supervisors may order the district to call an election to fill the vacancy.

It is important to note that the term of the appointment will continue until the next scheduled election held in November 2026. At that time, the position will be open again and will run alongside the other remaining expired seat (Meral).

Pursuant to State Law, to qualify for a director position, an applicant must have a demonstrated interest in natural resource conservation in Marin County, be a registered California voter, and meet at least one of the following requirements of the California Public Resource Code §9352:

- Be a resident of the district who owns real property in the district;
- Be a resident of the district who has served as an associate director to the district for two years or more; or
- Be a designated agent of a resident landowner within the district.

Additionally, as public officials in a position of governance, directors are required to submit an annual Statement of Economic Interests to the Fair Political Practices Commission to help identify and avoid potential conflicts of interest.

Actions to Date:

1. 06/11 Sally Gale announces resignation, effective 06/16
2. 06/19 E.D. contacted County Elections of the vacancy
3. 07/28 The vacancy is posted on RCD website, RCD Newsletter, PRLight paper, Point Reyes Post Office, Grandi Building, announced at Marin Farm Bureau meeting. All interested applicants were instructed to contact Elise for an application.

Actions:

Option 1: Board appoints applicant to fill the vacancy

Option 2: Board decides to call/wait for the election or transfers responsibility of appointment to the Marin County Board of Supervisors

Impact:

This action affects all parts of the Marin [RCD strategic plan](#).

Available Budget:

N/A

Marin Resource Conservation District
Monthly Financial Summary
as of 8/6/2025

CASH

Wells Fargo*

	August	July
Checking - Operating Account	\$ 243,698	\$ 329,499
No-till Drill Account	\$ 14,596	\$ 14,596
Total Wells Fargo	\$ 258,294	\$ 344,095

County of Marin**

Checking	\$ 774,687	\$ 748,684
Total Cash	\$ 1,032,981	\$ 1,092,779

OTHER WORKING CAPITAL DETAILS

Grants Receivable - Open grant invoices - (see page 3)		\$ 239,719	\$ 167,261
Retention Receivable - Due from Grantors		\$ 9,456	\$ 10,049
Prepaid Grant Funds Received:			
Measure A - less-costs/Adm fees		\$ (737,839)	\$ (756,456)
Ombudsman Fund		\$ (19,793)	\$ (19,793)
Current Bills To Pay (see page 4):			
Administrative Expenses	20.65%	\$ (14,051)	\$ (37,312)
Grant Expenses, current to be paid	79.35%	\$ (54,007)	\$ (61,599)
Net Working Capital		\$ 456,466	\$ 394,930

* - Wells Fargo bank balances are reported as of 8/6/2025. However, they are reconciled with the most recent activity through 6/30/2025. There will be adjustments as current statements become available and they could be significant.

** - The County account is reported as of 8/6/2025. However, it is reconciled with the most recent "preliminary" statement through 6/30/2025. There will be adjustments as current statements become available and they could be significant.

Marin Resource Conservation District

Monthly Financial Summary

Grants Receivable - Money coming in. The RCD submits invoices to our grantors. Our work is paid on a reimbursable basis. The expected turnaround time for reimbursement varies but is usually 60-90 days.

Retention Receivable - Money coming in after grant is finalized. Some funders require a withholding of 10% of each invoice until the entire project is completed and approved. Once the funder is satisfied with the overall grant, the project is deemed complete and the remaining 10% is paid in full to the RCD.

Prepaid Grant funds - Received money upfront. This funding has been paid in advance of work being completed and is held in our accounts where, upon board approval, it is deducted from the balance.

Current Bills To Pay - Pay these bills now. These are bills where 1) the funder has provided payment, 2) the landowner/contractor cannot wait 60-90 days or 3) they support RCD operating expenses.

MARIN RESOURCE CONSERVATION DISTRICT

Open Invoices

8/6/2025

Grantor	1 - 30	31 - 60	61 - 90	91 and over	Total
CA SCC Carbon	9,620				9,620
Carbon Cycle Institute	10,293				10,293
CDFA - HSP Block Grant (ZFP)			819		819
COW MILC - SWRCB	27,487				27,487
Gold Ridge RCD	3,687				3,687
Marin County Carbon Farming		13,138	50,035		63,173
Marin County Urban Streams			33,889		33,889
MMWD	2,939				2,939
North Coast Resource Conservation (UCOP)	11,097				11,097
SCC Wildfire			593		593
USDA Climate Smart Commodities (SMACCC)		26,103			26,103
USDA Cooperative Grant 2024	5,848	11,229			17,077
USDA GLCI (Grazing Lands)	5,167			11,929	17,096
Wildlife Conservation Board 2022	15,846				15,846
TOTAL OPEN INVOICES	91,984	50,470	85,336	11,929	239,719
Retainers	0	0	0	9,456	9,456
TOTAL DUE	91,984	50,470	85,336	21,385	249,175
	37%	20%	34%	9%	100%

Note: Aging is based upon the date payments are expected.

Total due 91 days and over	91 and over	
USDA GLCI (Grazing Lands)*	6/30/2024	5,410
USDA GLCI (Grazing Lands)*	9/30/2024	4,549
USDA GLCI (Grazing Lands)*	12/31/2024	1,970
Sub-total	\$	11,929
Retainers		9,456
TOTAL	\$	21,385

* - Payment from the federal government is frozen.

MARIN RESOURCE CONSERVATION DISTRICT

Bills to Pay

August 2025

Name	Date	Memo	Aging	Open Balance
<i>Administrative Expenses</i>				
Culture Amp	7/31/2025	Human Resources Application	6	\$ 1,950
Destination HR Consulting Inc	7/31/2025	Human Resources Consulting	6	\$ 1,315
Duncan, Preston	7/31/2025	Reimbursement	6	\$ 640
Epke, Gerhard	7/31/2025	Reimbursement	6	\$ 506
Farese, Lee	7/31/2025	Reimbursement	6	\$ 615
Horizon Cable TV	7/31/2025	Internet	6	\$ 134
Katuna, Michelle	7/31/2025	Reimbursement	6	\$ 36
Meggett, Marcus	7/31/2025	Reimbursement	6	\$ 60
O'Neill, Fiona	7/31/2025	Reimbursement	6	\$ 60
Pt Reyes 4th Investors LLC	9/1/2025	September Office Rent	N/A	\$ 2,373
Richard, Cora	7/31/2025	Reimbursement	6	\$ 158
Scolari, Nancy	7/31/2025	Reimbursement	6	\$ 630
Skinker, Sarah	7/31/2025	Reimbursement	6	\$ 804
Suronen, Elise	7/31/2025	Reimbursement	6	\$ 1,238
Smile Business Products	7/17/2025	Copier	20	\$ 150
US Bank Corporate	7/24/2025	We Mail For You - Newsletter	13	\$ 3,052
US Bank Corporate	7/24/2025	SpringAhead	13	\$ 330
Total Administrative Expenses				\$ 14,051
<i>Grant Expenses</i>				
Abudnance Ag Engineering	7/31/2025	CAPGP	6	\$ 5,072
CDW LLC	7/31/2025	OPR Biomass Project Management	6	\$ 8,148
Dimension Four Engineer Cons.	7/31/2025	Survey/map/staking/eval Retainer	6	\$ 5,000
Phillips, Sarah	7/31/2025	Reimbursement	6	\$ 600
Point Blue Conservation Science	7/31/2025	WCB Hedgerow Planting	6	\$ 31,940
Winfield, Emilie	7/31/2025	Reimbursement	6	\$ 439
Yee, Orlena	7/31/2025	Marin Carbon Project Management	6	\$ 2,808
Total Grant Expenses				\$ 54,007
Total Bills to Pay				\$ 68,058

MARIN RESOURCE CONSERVATION DISTRICT

FOR REFERENCE PURPOSES

July 2025

Name	Date	Memo	Open Balance
Administrative Expenses			
CARCD	6/30/2025	Lobbyist Contribution	\$ 300
Drew Consulting	6/30/2025	Indirect Cost Rate Proposal	\$ 4,000
Duncan, Preston	6/30/2025	Reimbursement	\$ 682
Epke, Gerhard	6/30/2025	Reimbursement	\$ 480
Farese, Lee	6/30/2025	Reimbursement	\$ 1,197
Horizon Cable TV	6/30/2025	Internet	\$ 134
Katuna, Michelle	6/30/2025	Reimbursement	\$ 36
Meggett, Marcus	6/30/2025	Reimbursement	\$ 60
O'Neill, Fiona	6/30/2025	Reimbursement	\$ 130
Pt Reyes 4th Investors LLC	8/1/2025	May Office Rent	\$ 2,373
Richard, Cora	6/30/2025	Reimbursement	\$ 24
Scolari, Nancy	6/30/2025	Reimbursement	\$ 904
Special District Risk Management	6/30/2025	Liability & WC insurance	\$ 22,596
Suronen, Elise	6/30/2025	Reimbursement	\$ 405
Smile Business Products	6/30/2025	Copier	\$ 150
US Bank Corporate	6/23/2025	GIS Conference - Duncan	\$ 263
US Bank Corporate	6/23/2025	We Mail For You - Newsletter	\$ 2,606
US Bank Corporate	6/23/2025	QuickBooks Online fee	\$ 99
US Bank Corporate	6/23/2025	RingCentral	\$ 310
US Bank Corporate	6/23/2025	SpringAhead	\$ 330
US Bank Corporate	6/23/2025	USPS - stamps	\$ 73
US Bank Corporate	6/23/2025	Zoom	\$ 160
Total Administrative Expenses			\$ 37,312
Grant Expenses			
Brewer, Kelsey	6/30/2025	Soil & Forage data processing, SHMP	\$ 3,050
Matrix Sciences	6/30/2025	Healthy Soils - Soil Analysis	\$ 213
Phillips, Sarah	6/30/2025	Reimbursement	\$ 706
Point Blue Conservation Science	6/30/2025	WCB Hedgerow Planting	\$ 41,398
Point Blue Conservation Science	6/30/2025	SCC Carbon Planting	\$ 13,198
Winfield, Emilie	6/30/2025	Reimbursement	\$ 642
Yee, Orlena	6/30/2025	Marin Carbon Project Management	\$ 2,392
Total Grant Expenses			\$ 61,599
Total Bills to Pay			\$ 98,911

ACTION: DISTRICT/MINUTES/FINANCIALS:**3D. Board approval of Marin RCD FY 25-26 Annual Budget****Is this item Urgent?**

Yes, we do not currently have an approved budget for this Fiscal Year.

Background:

Each year the Marin RCD must approve a budget for the fiscal year. A draft is presented to the Finance Committee where edits and suggestions are made in preparation for the full board's approval. The budget is compiled by listing all grants and distributing costs between the categories of: construction, consulting, personnel and indirect costs.

The overall budget related to grant revenues is still strong. Measure A has been a stabilizing factor.

Additional Notes:

1. MRCD has hired an HR Consultant to assist with updating policies and procedures.
2. MRCD has hired a Strategic Planning Consultant to help finalize a current strategic plan.

Today's Action:

The following action is recommended:

3D. Approval of the Marin RCD FY 25-26 Annual Budget.

2025-2026 Draft Budget

	FY2022-2023		FY2024-2025		FY2025-2026		Difference	
Revenue:	Adopted Budget FY23-24	Actual FY23-24 (Unaudited)	Adopted Budget FY24-25	Projected FY24-25 (Unaudited)	Proposed Budget FY '26	% Rev	Projected FY '25 vs Proposed FY '26	Δ %
Description								
State Grants	\$1,182,778	\$967,806	\$1,070,375	\$894,200	\$785,366	29%	-\$108,834	-12%
Federal Grants	\$1,099,173	\$809,541	\$1,051,829	\$430,900	\$868,456	32%	\$437,556	102%
Marin County Grants	\$293,000	\$182,444	\$326,499	\$188,200	\$125,000	5%	-\$63,200	-34%
Fee For Service Contracts	\$0	\$137,946	\$0	\$154,500	\$171,180	6%	\$16,680	11%
Measure A Tax Revenue	\$320,000	\$690,319	\$690,633	\$674,424	\$680,521	25%	\$6,097	1%
Foundations & Other Income	\$188,469	\$161,146	\$86,165	\$129,700	\$48,147	2%	-\$81,553	-63%
Interest Income	\$3,000	\$15,600	\$15,000	\$35,700	\$24,600	1%	-\$11,100	-31%
Equipment Rent	\$0	\$2,750	\$5,000	\$1,600	\$2,500	0%	\$900	56%
Other Income	\$1,100	\$984	\$600	\$1,200	\$800	0%	-\$800	-50%
Total Revenue	\$3,087,520	\$2,968,536	\$3,246,101	\$ 2,510,424	\$2,706,570	100%	\$196,146	8%

Project Costs & Expenses:	FY2023-2024		FY2024-2025		FY2025-2026		Difference	
Project Costs	Adopted Budget FY23-24	Actual FY23-24 (Unaudited)	Adopted Budget FY24-25	Projected FY24-25 (Unaudited)	Proposed Budget FY '26	% Rev	Projected FY '25 vs Proposed FY '26	Δ %
Description								
Construction - Field	\$1,026,800	\$1,033,675	\$718,899	\$570,900	\$1,065,000	37%	\$494,100	87%
Consultants - Field	\$815,457	\$567,048	\$918,693	\$435,400	\$499,671	17%	\$64,271	15%
Job Supplies	\$5,000	\$25,969	\$5,000	\$10,500	\$29,180	1%	\$18,680	178%
Mileage & Tolls	\$12,000	\$8,498	\$15,000	\$14,900	\$15,000	1%	\$100	1%
Total Project Costs	\$1,859,257	\$1,635,190	\$1,657,592	\$1,031,700	\$1,593,851	55%	\$577,051	56%
% of Revenue		55%		41%	59%			

Personnel Expenses	Adopted Budget FY23-24	Actual FY23-24 (Unaudited)	Adopted Budget FY24-25	Projected FY24-25 (Unaudited)	Proposed Budget FY '26	% Rev	Projected FY '25 vs Proposed FY '26	Δ %
Description								
Staff Wages*	\$896,250	\$781,652	\$981,600	\$917,700	\$953,870	33%	\$36,170	4%
Social Security & Medicare	\$68,600	\$63,633	\$75,090	\$70,200	\$72,971	3%	\$2,771	4%
Health Insurance	\$68,250	\$44,305	\$80,000	\$46,400	\$55,000	2%	\$8,600	19%
Employer 401K Match	\$50,630	\$64,648	\$70,000	\$50,600	\$61,000	2%	\$10,400	21%
Workers Compensation	\$3,058	\$3,058	\$4,500	\$8,100	\$5,201	<0.05%	-\$2,899	-36%
Unemployment Insurance	\$1,710	\$1,655	\$2,500	\$1,400	\$1,600	<0.05%	\$200	14%
Paychex 401K Fees	\$2,200	\$2,829	\$3,000	\$2,800	\$2,900	<0.05%	\$100	4%
Total Personnel Expenses	\$1,090,698	\$961,780	\$1,216,690	\$1,097,200	\$1,152,542	40%	\$55,342	5%
% of Revenue		32%		44%	43%			

* - Staff wages includes staff time to respond to PRA requests.

2025-2026 Draft Budget

	FY2023-2024		FY2024-2025		FY2025-2026		Difference	
Operating Expenses	Adopted Budget FY23-24	Actual FY23-24 (Unaudited)	Adopted Budget FY24-25	Projected FY24-25 (Unaudited)	Proposed Budget FY '26	% Rev	Projected FY '25 vs Proposed FY '26	Δ %
Description								
Rent	\$18,000	\$18,348	\$20,130	\$23,600	\$28,900	1%	\$5,300	22%
Insurance	\$15,475	\$16,314	\$19,000	\$17,600	\$15,971	1%	-\$1,629	-9%
Office Expenses (supplies, postage)	\$15,500	\$6,230	\$15,450	\$9,500	\$9,000	<0.05%	-\$500	-5%
Workshops, Conferences & Meetings	\$12,000	\$22,061	\$9,000	\$26,100	\$25,000	1%	-\$1,100	-4%
Accounting & Audit	\$10,000	\$22,175	\$11,500	\$27,000	\$27,000	1%	\$0	0%
Consultants - Admin	\$0	\$10,025	\$42,000	\$19,800	\$20,000	1%	\$200	1%
Technology & Cloud Subscriptions	\$0	\$14,042	\$4,230	\$15,300	\$16,000	1%	\$700	5%
Computers & Website	\$9,000	\$4,713	\$7,000	\$2,200	\$2,000	<0.05%	-\$200	-9%
Telephone	\$5,500	\$6,150	\$6,000	\$6,000	\$6,350	<0.05%	\$350	6%
Payroll Svc Fee	\$5,000	\$4,850	\$4,400	\$5,000	\$5,250	<0.05%	\$250	5%
Legal, Permitting Fees	\$5,000	\$899	\$1,000	\$700	\$750	<0.05%	\$50	7%
Membership & Subscriptions	\$4,500	\$1,570	\$3,000	\$5,600	\$8,500	<0.05%	\$2,900	52%
Election Costs	\$0	\$250	\$250	\$250	\$250	<0.05%	\$0	0%
Other General Expense	\$1,500	\$1,166	\$2,200	\$100	\$100	<0.05%	\$0	0%
Depreciation Expense	\$1,400	\$5,512	\$1,000	\$5,512	\$5,512	<0.05%	\$0	0%
Scholarships	\$3,000	\$0	\$3,000	\$0	\$0	<0.05%	\$0	N/A
Total Operating Expenses	\$105,875	\$134,305	\$149,160	\$164,262	\$170,583	6%	\$6,321	4%
Total Project Costs & Expenses	\$3,055,830	\$2,731,275	\$3,023,442	\$2,293,162	\$2,916,976	100%	\$623,814	27%
Changes in Net Position	\$31,690	\$237,261	\$222,659	\$217,262	-\$210,406		-\$427,668	-197%

Reserves, rollovers, transfers, etc.

Measure A From Prior Years for Construction (see note 11)
Total change in net position

\$350,000
\$139,594

MARIN RESOURCE CONSERVATION DISTRICT
Special District of the State of California

2025-2026 Draft Budget

Things to note:

1. Deferred revenue adjustments have been made and are estimated
2. On-going efforts are being made to diversify revenue sources continuing historical success
3. Health insurance is based upon the reimbursement policy and anticipated FTEs
4. Revenue budget is based upon current grants and current year deliverables, no estimates or provisions for future grants have been made
5. Staff Salaries includes an allocation of \$25,000 in expected cost in the event we must respond to Public Records Act (PRA) requests. This estimate is an average of our PRA expenses over the last 3 years.
6. SS & Med are statutory employer expenses
7. One \$3,000 scholarship is planned. FYE 2023 included 2 scholarships
8. There is some uncertainty about federal and state revenue and it could be material
9. Salaries are budgeted based upon 11 FTEs.
10. Measure A funding is based upon amount allocated to be used for programs and not the amount expected to be received
11. The RCD receives funding from Measure A based upon tax revenue collected. The RCD may not allocate all of those funds to be spent in the year received. As a result those funds are spent in future years. \$350,000 of those are allocated to the current
12. 401k match expense is based upon prior deferred compensation rate

Abbreviations:

FYE = "Fiscal year end" (e.g. FYE 2025 means for the fiscal year ended June 30, 2025)

FTE = "Full-time equivalent" employee (e.g. a person who works 10 hrs/wk is a .25 FTE)

Special District of the State of California

		FY25-26 Revenue				
FY 2025-2026 DRAFT of Expected Revenue		FORECASTED PROJECT COSTS TO BE BILLED FY25/26 by CATEGORY				
Money Source	FORECASTED REVENUE FY25/26	CONSTRUCTION	CONSULTING	JOB SUPPLIES, MILEAGE	The Amt We Intend to Bill for PERSONNEL	INDIRECT COSTS
9761 - Donations	\$ 300	\$ -	\$ -	\$ -	\$ -	\$ 300
9773 - Misc Refund/Reimbursements	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9900 - General Income	\$ 500	\$ -	\$ -	\$ -	\$ -	\$ 500
9950 - Interest Income	\$ 24,600	\$ -	\$ -	\$ -	\$ -	\$ 24,600
Equipment Rents	\$ 2,500	\$ -	\$ -	\$ -	\$ -	\$ 2,500
9999-Return Funding	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Misc Income:	\$ 27,900					
Marin County						
Marin County	\$ 125,000	\$ -	\$ -	\$ -	\$ -	\$ 125,000
Measure A	\$ 680,521	\$ 175,000	\$ 27,700	\$ 5,000	\$ 372,300	\$ 100,521
Marin County Funding Total:	\$ 805,521					
Fee For Service						
Marin County - Urban Streams	\$ 97,000	\$ -	\$ -	\$ 10,000	\$ 82,860	\$ 4,140
County Tomales Tires	\$ 44,417	\$ -	\$ 40,000	\$ -	\$ 4,207	\$ 210
MMWD	\$ 25,000	\$ -	\$ -	\$ 588	\$ 23,250	\$ 1,163
Audubon Canyon Ranch	\$ 4,763	\$ -	\$ -	\$ -	\$ 3,750	\$ 1,013
Fee For Service Funding Total:	\$ 171,180					
State Funding						
CA Wildlife Conservation Board 2022	\$ 291,400	\$ 150,000	\$ 80,000	\$ 5,000	\$ 47,000	\$ 9,400
CA SCC Forestry	\$ 57,344	\$ -	\$ 25,000	\$ 7,000	\$ 21,120	\$ 4,224
CA SCC Carbon	\$ 110,080	\$ -	\$ 75,000	\$ 4,000	\$ 25,900	\$ 5,180
CA Office of Planning & Research Biomass	\$ 150,000	\$ -	\$ 125,000	\$ -	\$ 19,685	\$ 5,315
CA State Legislature-COVID Relief	\$ 47,471	\$ -	\$ 25,471	\$ -	\$ 22,000	\$ -
UCOP Sustain Ag Research & Ed Program+A50	\$ 22,860	\$ -	\$ -	\$ -	\$ 18,000	\$ 4,860
CDFA-CAPGP	\$ 106,211	\$ -	\$ -	\$ -	\$ 83,631	\$ 22,580
State Funds Total:	\$ 785,366					
Federal Funding						
USDA -> CDFA HSP Block Grant	\$ 15,297	\$ -	\$ -	\$ -	\$ 15,297	\$ -
EPA -> SWRCB COW MILC	\$ 655,890	\$ 390,000	\$ 100,000	\$ 4,000	\$ 61,890	\$ 100,000
NACD Regional Soil Health Hub Director	\$ 116,587	\$ -	\$ -	\$ 7,440	\$ 74,432	\$ 34,715
DIR Point Reyes National Seashore	\$ 39,332	\$ -	\$ -	\$ 152	\$ 32,650	\$ 6,530
USDA NRCS Cooperative Agreeemen	\$ 41,350	\$ -	\$ 1,500	\$ 1,000	\$ 25,925	\$ 12,925
USDA-NRCS GLCI	NOT PAYING, NOT TERMINATED	\$ -	\$ -	\$ -	\$ -	\$ -
Federal Funds Total:	\$ 868,456					
Foundations & Other Grants						
CCI	\$ 8,147	\$ -	\$ -	\$ -	\$ 5,556	\$ 2,591
Anonymous G	\$ 40,000	\$ -	\$ -	\$ -	\$ 33,332	\$ 6,668
Foundations & Other Grants Total:	\$ 48,147					
Total Grant and Earned Income	\$ 2,706,570	\$ 715,000	\$ 499,671	\$ 44,180	\$ 972,785	\$ 474,935
	TOTAL REVENUE	26%	18%	2%	36%	18%
Reserves		Construction	Consulting	Job Supplies		
Measure A From Prior Years		\$ 350,000.00	\$ -	\$ -		
	TOTAL EXPENSES	\$ 1,065,000.00	\$ 499,671.00	\$ 44,179.50		

MARIN RESOURCE CONSERVATION DISTRICT**Special District of the State of California****Grantors, Contract Holders and Projects Included in Revenue Budget**

Marin County and Special Districts	Grantor/Contract Holder	Program
Marin County	Marin County	County Supervisors RCD Operating and Maintenance
Measure A	Marin County	County sales tax to provide matching grants for climate-smart agriculture projects
Fee For Service	Grantor/Contract Holder	Program
Marin County - Urban Streams	Marin County	Professional Services Agreement for Stream Conservation Ordinance
Couty Tomales Tires	Marin County	Tomales Bay tire removal project
Marin Water District - Fish Monitoring	Marin Municipal Water District	Professional Services Agreement for Fisheries Monitoring and Stream Assessment
Audubon Canyon Ranch	Audubon Canyon Ranch	Professional Services Agreement for Staff Training, Compliance & Permit Review
State Funding	Grantor/Contract Holder	Program
CA Wildlife Conservation Board 2022	CA Wildlife Conservation Board	Enhancing Wildlife Habitat
CA SCC Forestry	CA State Coastal Conservancy	Capacity building and project development and a fire demo project
CA SCC Carbon	CA State Coastal Conservancy	Carbon Farming for Ag and Watershed Resilience
CA Office of Planning & Research Biomass	CA Office of Planning & Research	Marin Biomass Project
CA State Legislature-COVID Relief	State of California	Independent Special District COVID Relief (general fund)
UCOP Sustain Ag Research & Ed Program	University of California Office of the President	Sustainable Ag Research & Ed Program (SAREP)
CDFA-CAPGP	CA Department of Food & Agriculture	Writing Carbon Farm Plans
Federal Funding	Grantor/Contract Holder	Program
CDFA HSP Block Grant/Zerofoodprint	US Department of Agriculture	The Healthy Soils Program Block Grant Pilot
SWRCB COW MILC	Environmental Protection Agency	Conserving Our Watersheds - Management & Implementation Leadership
NACD Regional Soil Health Hub Director	National Association of Conservation Districts	Regional Soil Health Hub Director
DIR Point Reyes National Seashore	US Department of Interior	Professional Services Agreement to provide assistance to PRNS ranches
USDA NRCS Coop.	National Resouces Conservation Service	Regional Soil Health Director
USDA-NRCS GLCI	Natural Resouces Conservation Service	Grazing Lands Conservation Initiative
Foundations & Other Grants	Grantor/Contract Holder	Program
CCI	Private Funder	Supporting Soil Hub
Anonymous G	Private Funder	Special Project: MRCD Communications Strategy

ACTION: Fund Transfer Agreement from County Flood Control District Zone 10

- Board approval to enter into a \$36,000 Fund Transfer Agreement with Marin County Flood Control and Water Conservation District to administer and implement bank stabilization projects that benefit and protect property owners of Flood Zone 10.

~Gerhard Epke, Water Quality Program Manager

URGENCY:

- Yes. The Flood Control District would like this agreement in place at the time of the hearing to dissolve Zone 10

BACKGROUND:

- Marin County Flood Control and Water Conservation District is a special district staffed by County employees and governed by the County Supervisors to undertake drainage and flood mitigation projects within designated zones. Within each zone, local advisory boards provide recommendations to the supervisors on budgets and workplans.
- Flood Control Zone 10 was established in March 1982 to address the impacts of major flooding in January. Zone 10 activities included debris removal, creek restoration, and dredging. Zone 10 also worked with County Roads and a local developer to install drainage improvements in downtown Inverness in 1986.
- Zone 10 derived all its funding from special taxes and grants. The Board of Supervisors initially called for a tax measure to collect \$56 per parcel for one year and \$20 per parcel for three years. The tax measure failed in part due to unclear language surrounding the maximum tax rate. An annual tax of up to \$65 per parcel passed in November 1982. Zone 10 also received grants from the California Coastal Conservancy and other organizations.
- When the special tax expired in 1986, the renewal tax measure failed. No other taxes have been proposed. Currently, Zone 10 only conducts emergency maintenance and has kept the remaining funds in reserve. Zone 10 has no easements, facilities, or properties that it maintains; all creeks are on private property or other agency right of way.
- The 2022 Marin LAFCo Municipal Service Review indicated that Zone 10 needed to pass more tax measures and potentially expand its boundaries to establish consistent Zone activities. Since funding relied so heavily on voter approval, Marin LAFCo recommended dissolving the Zone in the absence of strong voter support. Advisory Board members recommended dissolving Zone 10 in 2024. The Advisory Board recommended that the remaining ~\$36,000 in funds be distributed to community organizations that benefit local water quality and flood risk reduction (consistent with the Flood District's purpose). Board members pointed out that creeks in the Zone are experiencing erosion on private properties that leads to sedimentation that clogs culverts across Sir Francis Drake Blvd, causing roadway flooding in what is considered sensitive habitat. So, addressing private property erosion could have broad benefits.

PAST BOARD ACTIONS:

The Board has not previously seen this fund transfer agreement from County Flood Control, however it has seen a presentation on the topic of this fund transfer, provided by Sarah Phillips of the RCD's Urban Streams Program, at the March 12th, 2025, RCD Board meeting.

TODAY'S ACTIONS:

Option 1: Board approves the agreement authorizing a transfer of funds from County Flood Control District to Marin RCD's Urban Streams Program.

Option 2: Board does not approve the transfer of funds.

Option 3: Board delays approval.

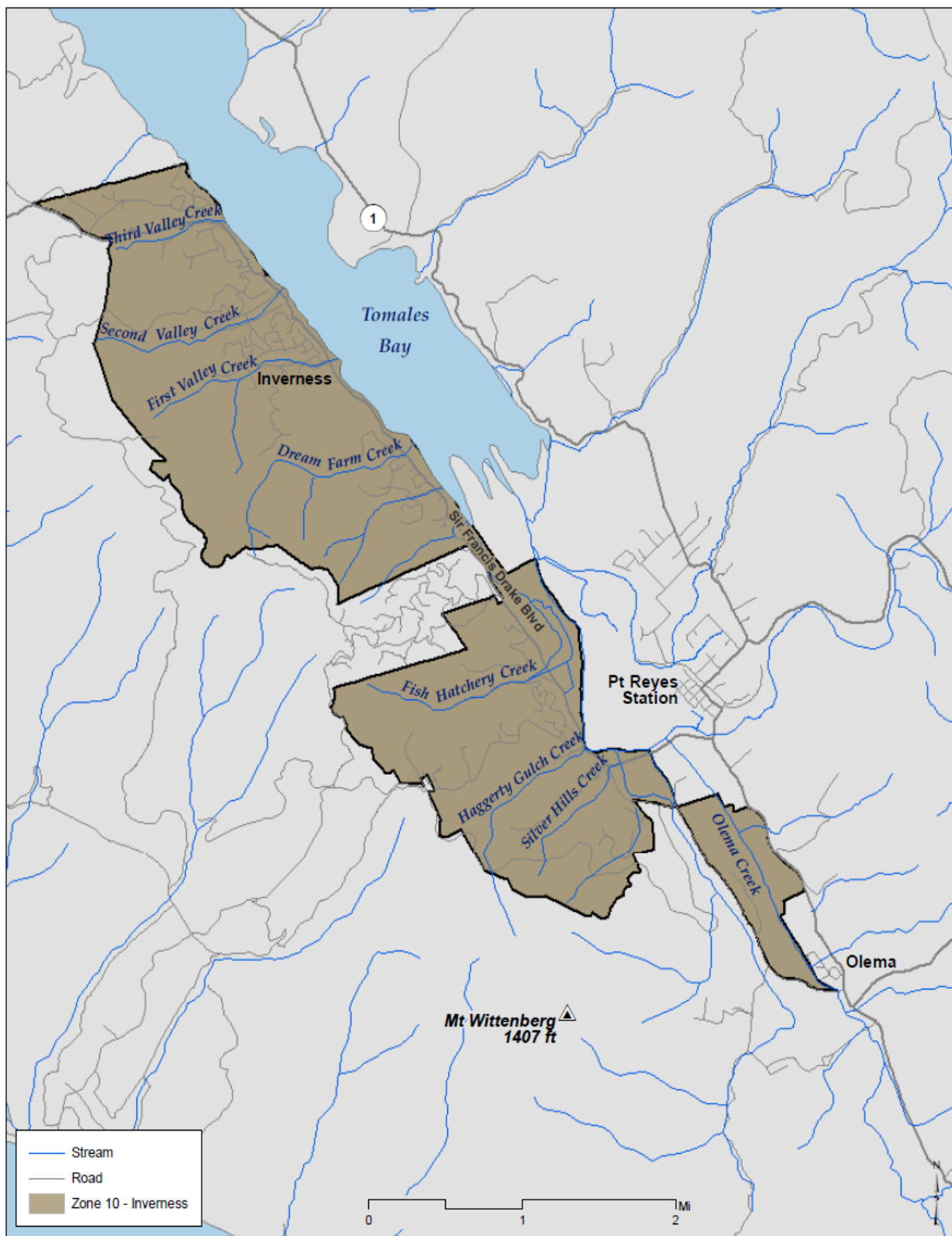
IMPACTS:

This funding will provide a basis for engaging with Zone 10 residents and homeowners to help them identify and work towards creek bank stability and beneficial riparian land management. One of the goals in this area is reducing sediment mobilization and detrimental impacts to downstream drainage. \$36,000 probably won't fund major projects, but it could leverage other sources or conduct a significant amount of educational outreach, reconnaissance, and community workdays. A stipulation of the agreement is that the RCD will provide an annual update to its board on the use of the funds.

AVAILABLE BUDGET:

Yes. This would enhance the Urban Streams Program budget by approximately \$36,000.

MAP of Zone 10:



Flood Control Zone 10 - Inverness



THE MARIN COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT AGREEMENT FOR REVENUE FUND BALANCE TRANSFER FROM FLOOD ZONE 10 TO MARIN RESOURCE CONSERVATION DISTRICT

This Revenue Fund Balance Transfer Agreement (“Agreement”) made and entered into this ____ day of _____, 2025, by and between the MARIN COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT, (hereinafter referred to as “DISTRICT”) and the MARIN RESOURCE CONSERVATION DISTRICT (hereinafter referred to as “MARIN RCD”), collectively the “PARTIES”.

WHEREAS, the DISTRICT established Flood Control Zone 10 (Inverness) in 1982 (FLOOD ZONE 10) for the purpose of repairing and maintaining drainage channels in the Inverness area ; and

WHEREAS, FLOOD ZONE 10 was formed after Proposition 13, therefore, revenue came from special tax measures, one-time general fund contributions, and grants, and since 1996 there has been no source of revenue aside from, at times, interest accrued on the fund balance; and

WHEREAS, FLOOD ZONE 10 currently has no infrastructure to maintain or other flood control projects necessary within FLOOD ZONE 10.

WHEREAS, MARIN RCD and DISTRICT have in common the power to support the creeks and water quality in Inverness to ensure protection of the creeks and surrounding properties; and

WHEREAS, as of the end of Fiscal Year 2023-24, the FLOOD ZONE 10 fund balance was approximately \$36,383.23; and

WHEREAS, the FLOOD ZONE 10 Advisory Board recommends dissolution of the zone pursuant to the Water Code Appendix Chapter 68-26.3 in the manner prescribed in Section 68-11; and

WHEREAS, the DISTRICT adopted a resolution of intent to dissolve the FLOOD ZONE 10 and scheduled a hearing; and

WHEREAS, following the hearing, should a written protest not be signed by a majority in number of the holders of title of real property in FLOOD ZONE 10 the DISTRICT will approve a resolution dissolving FLOOD ZONE 10 subject to the approval of this agreement to transfer Flood Zone 10’s fund balance to the MARIN RCD; and

WHEREAS, the MARIN RCD will utilize DISTRICT funds from FLOOD ZONE 10 after its dissolution for the purpose of providing protection to the property owners of FLOOD ZONE 10 through bank stabilization projects within the flood zone boundary and the funds will be transferred as set forth herein; and

WHEREAS, the DISTRICT assumes the Lead Agency status responsible for compliance with the California Environmental Quality Act and has determined that the proposed jurisdictional changes described in this Resolution is categorically exempt under Article 18 Section 15320 Changes in Organization of Local Agencies.

NOW, THEREFORE, in consideration of the following terms and conditions, the parties hereto agree as follows:

1. FUND BALANCE TRANSFER.

After the FLOOD ZONE 10 dissolution has been approved by the District Board of Supervisors, the Marin County Department of Finance in its capacity as the County Auditor Controller shall transfer to the MARIN RCD the entirety of fund balance of the FLOOD ZONE 10, minus any reasonable administration or processing fees no later than date _____

2. CONDITIONS PRECEDENT TO FUND BALANCE TRANSFER.

A. DISTRICT'S obligation to transfer funds as set forth in this Agreement shall be conditioned upon the occurrence of all the following matters: dissolution of FLOOD ZONE 10.

B. DISTRICT through the County Auditor-Controller, represents and warrants that it shall: (i) take all actions necessary, reasonable and prudent to ensure that outstanding payments, obligations or debt are addressed prior to fund transfer; and (ii) not take any actions that have the effect of impairing or reducing the available fund balance prior to the transfer, except the process of any reasonable administration or processing fees.

3. CONDITIONS SUBSEQUENT TO FUND BALANCE TRANSFER.

A. MARIN RCD shall ensure that the transferred funds described in this Agreement are used for the administration and implementation of bank stabilization projects that benefit and protect property owners of FLOOD ZONE 10.

B. MARIN RCD shall provide annual updates to its Board of Directors, regarding use of said fund balance transferred from DISTRICT.

C. DISTRICT shall ensure that all funds, including any residual funds, that are deposited with DISTRICT after the transfer of funds set forth in paragraph 1 will be directed to MARIN RCD.

D. MARIN RCD shall comply with all Federal, State and local requirements and secure all necessary permissions, permits, and/or licenses for, and as part of, performing any work utilizing these funds.

4. GOVERNING LAW AND ATTORNEYS' FEES.

This Agreement shall be construed and enforced in accordance with the laws of the State of California. Should any legal action be brought by either party because of any default under this Agreement or to enforce any provision of this Agreement, or to

obtain a declaration of rights hereunder, the prevailing party shall be entitled to reasonable attorneys' fees, court costs and such other costs as may be fixed by the Court. The standard of review for determining whether a default has occurred under this Agreement shall be the standard generally applicable to contractual obligations in California.

5. NOTICES.

CONTACTS AND NOTICES: All notices under this Agreement shall be in writing (unless otherwise specified), delivered to the parties by hand, by commercial courier service, or by United States mail, postage prepaid, addressed to the parties at the addresses set forth below or such other addresses as the parties may designate by notice.

For MARIN COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT:

Water Resources Division Manager

Marin County Department of Public Works

3501 Civic Center Drive, Room 304 San Rafael, California 94903

Phone: (415) 473-6430

floodinginquiry@marincounty.gov

For MARIN RESOURCE CONSERVATION DISTRICT:

Executive Director

P.O. Box 1146, Point Reyes Station, CA 94956

(415) 663-1170

marinrcd@marinrcd.org

For MARIN COUNTY DEPARTMENT OF FINANCE

Director of Finance

3501 Civic Center Drive, Room 202

San Rafael, CA 94903

415-473-6154

6. DURATION AND TERMINATION.

The terms of this Agreement shall remain in full force and effect beginning with the date of execution of this Agreement and terminating once all transferred funds are spent. The terms and provisions of this Agreement shall extend to and be binding upon and insure to the benefit of the heirs, executors, and administrators or to any approved successor, as well as to any assignee or legal successor to any party to this Agreement. This Agreement shall automatically terminate if the dissolution of FLOOD ZONE 10 is unsuccessful.

Marin County Flood Control & Water Conservation District

By: Mary Sackett

President, Board of Supervisors, Marin County

Attest: _____

Clerk of the Board

Approved as to Form:

CHIEF DEPUTY COUNTY COUNSEL

By: _____

Marin Resource Conservation District

By: _____

Approved as to Form:

By: _____