



CAMBRIA COMMUNITY SERVICES DISTRICT

MINUTES OF THE REGULAR MEETING OF BOARD OF DIRECTORS MARCH 24, 2005, 6:00 PM – MID-STATE BANK & TRUST

I. OPENING - CALL TO ORDER

President Sanders called the meeting to order at 6:10 p.m. with a quorum established and led the pledge of allegiance.

Present: Directors Joan Cobin, Peter Chaldecott, Ilan Funke-Bilu, Don Villeneuve and President Greg Sanders

Absent: None

Also Present: General Manager Tammy Rudock, District Counsel Art Montandon, District Engineer Bob Gresens, District Clerk Kathy Choate, Fire Chief Bob Putney, Utilities Manager Bryan Bode and Finance Officer Patrick Bradley

Report from Closed Session: Closed session agenda items were discussed and direction given to negotiators and counsel for litigation listed, but no final action was taken.

II. Agenda Review

Hear report from Cambria Forest Committee during Special Reports
Hearing Item VIII.B. as printed in agenda should be 3.04% not 3.6%

III. ACKNOWLEDGEMENTS/PRESENTATIONS

- Recognition of PROS Commissioner Jess Bathke. Director Cobin presented the proclamation of recognition to Jess Bathke, PROS Commissioner.
- Supervisor Shirley Bianchi gave a brief history on the Mid-State Bank Project 2001 and the mitigation for the traffic light as part of that project. Dave Flynn, Public Works expounded on the traffic light study for the project.

Public Comment:

Cambrians Norman Fleming, Doreen Liberto-Blanck, Bicycle Club member, Stanton Child, Jess Bathke, and Doreen Minick spoke in support of the traffic signal.

Cambrians Richard Hawley, Jerry Levitz (NCAC Traffic Committee), Mark Kramer, Nancy Green, Ken Dawson, Jeri Farrell, Bill Warren, and Jo Ellen Butler spoke in opposition to the traffic signal and/or commented on the median divider and suggestions for alternatives to the traffic signal.

Chief Putney expressed the Fire Department's concern with the way Pine Knolls is graded and the angle of approach for emergency and other vehicles. Emergency vehicles should also have ability to drive over the median.

Board discussion followed, suggesting that Cambria community members attend a Board of Supervisors meeting and request to have the traffic signal item be placed on a future Board of Supervisors agenda. NCAC Traffic chair, Jerry Levitz will make the request.

IV. SPECIAL REPORTS

A. SHERIFF'S DEPARTMENT

No report

B. Director Funke-Bilu reported on Forest Committee. The Committee has initiated and created a Forest Management Plan designed to preserve, protect, and enhance forest the community lives in. **The Committee requests a Forest Management and Safety matter be placed on the April 28 agenda.**

V. WATER MASTER PLAN, DESALINATION, AND WATER STORAGE FACILITIES REPORT
District Engineer Bob Gresens provided an update on the Urban Water Management Plan, Desalination Project and funding, Buildout Reduction Study noting an administrative draft will be presented in May, Pine Knolls Water Tank Replacement Project and Water Yard Replacement Project.

Public Comment:

Jerry McKinnon, Cambria. How do we pay for future studies and test boring? Staff responded funding is from Water Enterprise revenues.

VI. MANAGER'S AND BOARD REPORTS

Staff reports were heard from General Manager, Fire Chief, Utilities Manager, District Engineer, and Finance Officer. Tammy Rudock will coordinate Parks and Recreation Ad Hoc meeting. Water Department Supervisor Jim Adams gave a full presentation of the new Badger Water Meter system and its applications.

Jo Ellen Butler, NCSWAP, Executive Director reported on North Coast SWAPs projects, including Bluff Trail, East West Ranch annual monitoring plan to be complete end of May, volunteer work days on Ranch held once a month, cell tower status, 1st annual Cambria wildflower show will be held April 24, American Land Conservancy donor plaques to be placed on Ranch when Bluff Trail is complete. Recognition plaques for major donors will be on benches in six weeks.

Director Sanders requested Patrick Bradley prepare another summary of deficits running and Water and Wastewater funds and what would be necessary in the way of temporary surcharges to bring debt ratio coverage to the level it should be and bring the information to the next Executive Finance meeting.

MEMBER AND COMMITTEE REPORTS

None

VII. CONSENT AGENDA

- A. Approve Expenditures for Month of February 2005
- B. Approve Minutes of Board of Directors Meeting January 27 and February 24, 2005
- C. Adopt Resolution 18-2005 authorizing preparation of a Master Development Plan for the East West Ranch and approving contract with Morro Group, Inc. for preparation of an Environmental Impact Report on the East West Ranch
- D. Adopt Resolution 14-2005 approving Maintenance Contract with MVP Repair Service Company for meter installation and maintenance
- E. Approve request for extension of Intent to Serve letter, APN 022-123-003, San Luis Obispo County/Friends of Cambria Library
- F. Adopt Resolution 22-2005 authorizing Incorporation Service Level Analysis and Revenue Neutrality Payment Project proposal with Management Partners, Inc.

Tammy Rudock read the consent calendar into the record.

Director Villeneuve moved to adopt the consent calendar. Director Cobin seconded. Motion carried unanimously. Director Chaldecott abstained from voting on January 27 minutes due to his absence at that meeting.

Public Comment: None

VIII. HEARINGS AND APPEALS

- A. Water Surcharge Appeal: Old Santa Rosa Chapel
Tammy Rudock reviewed the staff report. Vern Kalshan's March 24, 2005 letter was accepted as public comment and read into the record. **Director Chaldecott moved to deny the appeal. Director Cobin seconded. Board further direct staff to research if an EDU allocation was ever made for the Santa Rosa Cemetery and if not, whether it would be appropriate to designate an EDU allocation and at what level and that the Church be encouraged to use recycled water. Motion carried unanimously.**
- B. Set public hearing date of April 28 to adopt Resolution 20-2005 authorizing Mission Country CIP Interim Year rate adjustment in the amount of 3.04%. Tammy Rudock reviewed the staff report. **Director Cobin moved to schedule a public hearing of April 28 to adopt Resolution 20-2005 authorizing the proposed interim year rate adjustment in the amount of 3.04%. Director Chaldecott seconded. Motion carried unanimously**
- C. Adopt Resolution 15-2005 to amend the Cambria Community Services District contract with CalPERS to provide credit for unused sick leave. Tammy Rudock reviewed the staff report. **Director Villeneuve moved to authorize Board President to sign amendment to contract and adopt Resolution 15-2005 (Form CON-13) to amend the CCSD contract with CalPERS to provide credit for unused sick leave for Miscellaneous Group Plan and Certification of final action of governing body (Form CON-5). Director Funke-Bilu seconded. Motion carried unanimously.**
- D. Adopt Resolution 16-2005 declaring a Public Nuisance with the Cambria Community Services District 2005 Fire Hazard Fuel Reduction Program. Bob Putney reviewed the staff report. **Director Funke-Bilu moved to approve Resolution 16-2005 declaring a public nuisance within the CCSD, direct staff to proceed with mailing notices to abate and remove Hazardous Wildland fuels, in order to maintain community defensible space and direct publication of Request for Proposals for Fire Hazard Fuel Reduction contract package. Director Cobin seconded. Motion carried unanimously.**
- E. Adopt Resolution 17-2005 scheduling a public hearing to approve Water and Wastewater Standby and Availability Charges for Fiscal Year 2005-06
Tammy Rudock reviewed the staff report. **Director Funke-Bilu moved to adopt Resolution 17-2005 providing for Water and Wastewater Standby or Availability charges for Fiscal Year 2005-2006 and setting the public hearings for May 26th and June 23rd at Veterans Memorial Hall. Director Chaldecott seconded. Motion carried unanimously.**

IX. REGULAR BUSINESS

- A. Adopt Resolution 11-2005 authorizing Water Department Budget Amendment for Carollo Engineers Task Order 01-2005 for Desalination Project Services
Bob Gresens reviewed his staff report and requested an increase of \$40,000 to Task Order 1 for continuation of permitting activities and refinement of the draft work plan, rather than \$25,000 as written in staff report and also edit Resolution 11-2005, number two to reflect \$40,000. A Negative Declaration will be required as opposed to a categorical exemption. A second task order is currently under development with Carollo that will address the specifics of the geotechnical study needed to support subsequent design activities. Instructions to environmental consultants/project team will be to

consider compliance with NEPA at the same time as we progress through the Negative Declaration process. The permitting process is driving the timeline on this project. The District has interfaced with State Parks, County, and the Coastal Commission. A Minor Use Permit (MUP) application has been filed with County and a Coastal Development Permit (CDP) application has been filed with the Coastal Commission.

Director Cobin moved the amended recommended action as amended by District Engineer. Director Chaldecott seconded. Motion carried unanimously.

- B. Adopt Resolution 03-2005 approving the Memorandum of Understanding with Cambria Community Center for the purpose of providing recreational opportunities to the residents of Cambria. Director Cobin recused herself. Tammy Rudock reviewed the staff report. Patrick Bradley clarified coverage ratio as it relates to general fund vs. enterprise funds. Wendy Sheridan responded to outstanding tax liability and payroll tax questions. The credit card debt is to be paid off by end of 2005.
- Public Comment:
- Diane Brook, Cambria. Commented on two Focus Group's priorities: call to have a new Board and conduct an audit.
- Richard Hawley, Cambria. Suggested CCSD have a procedure to give \$100,000 to a non-profit. Need protocol for all groups to apply. Forest Management would benefit all those in town.
- Lisa Anthony, Cambria. Board member of Coalition for Youth and recently associated with Community Center. The Coalition supports activities that appear on Community Center budget. Focus Group recommendations support examination of new Board representation.
- Jerry McKinnon, Cambria. Regarding March 1, 2005 Memo from Community Center of Cambria, events requiring capital expense, and why give \$50,000 for seed money?
- Doreen Minick, Cambria. CAN, Community Council, and Learning Center. In the past Youth Center was supported by Community Council and Lions Club with volunteers. Community Council formed 50 years ago to fund non-profit organizations in Cambria. Has CCSD Board received profit/loss statement and past balance sheets? Tax liability is irresponsible if payroll taxes cannot be met. How many children/adults are served at the Community Center?
- Gaylen Rathburn, Cambria. Cambria Forest Management Plan was presented to Board two years ago and lots of safety issues exist and no funds are being spent on these issues.
- Jean Chinnici, Cambria. 470 Wellington. Read statement from Sherry Iceland 655 Ashby, Cambria. Audit needed. Practices and procedures need to be addressed. Analyze recent brochure and classes offered and how many have been served? Planning, management, and oversight are necessary. Needs strong, involved board, and leadership experience.
- Nancy McKarney, Cambria. Where is money going? Audits are in place, with reports planned to come back to CCSD Board. Community Center has struggled the past two years and the assistance for two years will help put the Center on its feet. There is now a building and overhead to support.
- James Ellman, PROS Commissioner. Tammy Rudock read into record a letter dated March 24, 2005 from PROS Commission chair stating PROS determined it needed to develop funding for Community Center. Formally requested funds be made available for operation and maintenance of the Community Center and that they be approved at a level determined by the CCSD Board.
- Rob Trask, Cambria. President Sanders read into record Mr. Trask's written comment to consider deferring decision on adopting Resolution 03-2005 until after the presentation

by the Cambria Forest Management Committee on the Cambria Forest Management Plan.

A full Board discussion followed.

District Counsel summarized the Board's recommended actions with the following edits to the Memorandum of Understanding:

Item 1. edited to read as follows: After the receipt and approval of an audit acceptable to the CCSD, the CCSD will provide for the fiscal year 2004/2005 a total of \$50,000 in funding to the CENTER to be used for budgeted community events and fundraising activities for community recreational purposes. These funds will be distributed in equal monthly payments.

Item 2 is deleted.

The Community Center's request for consideration of an additional \$50,000 will come back to the Board in July 2005, along with a status report on expenditures.

Board directed staff to obtain real data, copies of sign-up sheets, and determine how many people are using the Community Center and for what. Wendy Sheridan will provide this information to Patrick Bradley along with the completed audit.

Director Villeneuve moved the adoption of Resolution 03-2005 with approved execution of modified agreement as discussed by Board and phrased by Counsel. Motion carried.

Yes – 3, No – 1 (Funke-Bilu), Absent – 0, Abstain – 1 (Cobin)

A discussion followed regarding appointment of a CCSD Board member to the Cambria Community Center board. **The appointment was deferred to the April meeting.**

Jerry McKinnon, Cambria. Recognize these funds are for budgeted community events and fundraising activities.

- C. Adopt Resolution 21-2005 approving the 2005 CCSD Board of Directors' Bylaws
District Counsel reviewed the staff report with suggested revisions for the bylaws. All "his/her" will be edited to remove gender. Board members recommended the following edits; page 3, section 3.2 line 4 change public comment to "members of the public," page 5, section 6.1 change to "their", page 7, section 8.1 second line insert "they" attend, delete "ed" by him/her, section 8.4(b) per diem "shall be set by resolution of the Board."
Director Funke-Bilu moved recommended action with modifications proposed by directors at this hearing. Director Chaldecott seconded. Motion carried unanimously

X. PUBLIC COMMENT

None

XI. ADJOURN 11:00 pm.