

CAMBRIA COMMUNITY SERVICES DISTRICT  
MINUTES OF THE REGULAR MEETING OF BOARD OF DIRECTORS  
APRIL 23, 2009 – VETERANS MEMORIAL BUILDING

- 1. Call to Order:** President Sanders called the meeting to order at 12:30 p.m. and led the pledge of allegiance. District Counsel Tim Carmel reported no action to report from closed session.

Present: Directors Clift, De Micco, MacKinnon and President Sanders

Absent: Director Chaldecott

Also present: General Manager Tammy Rudock, Assistant General Manager Bryan Bode, District Counsel Tim Carmel, Finance Manager Alleyne LaBossiere, District Engineer Bob Gresens and District Clerk Kathy Choate

- 2. Public Comment:**

Wanda Baker, Cambria. Commented on fire hydrant hit and run near their residence and concern with Fire Department not having ability to turn water off and loss of water to community.

Diane Kennedy, 2790 Wilton Drive, Cambria. Sustained major damage from fire hydrant hit and run and submitted pictures for the record.

Dorothy Buhrman, Cambria. Commented on fact there was no replacement fire hydrant for neighborhood once the incident had happened.

John MacKinnon, Cambria. Commented on staff providing well production report to the Board and optimizing Santa Rosa Creek.

Amanda Rice, Cambria. Thanked Board for public comment section. Commented on audio visual equipment use by public during public comment, email retention, and access to electronic records policies. As NCAC chair announced Area 7 election May 5.

- 3. Agenda Review:** Stands as published.

- 4. Acknowledgements/Presentation:** None

- 5. Special Reports**

A. Sheriff's Department Report: Commander Ben Hall reported 191 calls for service down this year; miscellaneous, theft and vandalism calls down. Reduction in calls may be due to less self-initiated calls by staff.

- 6. Manager's and Board Reports**

A. Manager's Report: Tammy Rudock summarized and presented the Managers' reports.

B. Member and Committee Reports

Director Clift reported CCSD/CCHD Co-Location Ad Hoc Committee meeting with two members of Cambria Community Healthcare District and managers of both agencies. They worked on protocol for ALS equipment

Director Clift reported on NCAC meeting and concept of "shovel ready" projects. SLOCOG is set to repave Cornwall to Windsor on Main Street. Supervisor Gibson assured the public the County would not tear up street during summer.

## **7. Consent Agenda**

- A. Approve expenditures for the month of March 2009
- B. Approve minutes of Board of Directors meeting March 26, 2009
- C. Adopt Resolution 15-2009 approving cooperative staffing agreement between the CCSD and the Cayucos Fire Protection District.

Tammy Rudock read the calendar items into the record.

**Director DeMicco moved to approve the consent calendar. Director MacKinnon seconded. Motion carried unanimously. Ayes – 4, No – 0, Absent – 1 (Chaldecott)**

## **8. Hearings and Appeals**

- A. Public hearing to consider fixing of water and wastewater standby or availability charges as provided in Government Code §61124. Tammy Rudock presented the Financial report and was received by the Board. President Sanders opened the public hearing.

Public comment:

Elizabeth Bettenhausen, Cambria. Commented on capital improvement fund adopted in 1990. Where will capital improvement funds from standby/availability charges be in a line item budget and for what will it be used?

Mary Webb, Cambria. Commented on water/wastewater standby charges subject to Prop 218, extended fees, and is there a sunset clause? What is the criteria for CIP projects and how are standby/availability charges tracked for capital projects?

John MacKinnon, Cambria. Commented on capital improvement and requested a breakdown of projects and costs.

President Sanders closed the public hearing.

**Director Cliff moved adoption of Resolution 16-2009 fixing water and wastewater standby or availability charges. Director DeMicco seconded. Motion carried unanimously. Ayes – 4, No – 0, Absent – 1 (Chaldecott)**

## **9. Regular Business**

- A. Adopt Resolution 17-2009 rededicating the Cambria Veterans Memorial Building. President Sanders presented the resolution and read the July 18, 1978 SLO County Facilities Services letter to CCSD.

**Public comment:**

John Ellers, Cambria. Adjutant for American Legion Post 432 and commented on Vets Hall being centrally located to community activities and urged directors to vote in favor of resolution. Invited community to participate in rededication ceremony in May.

Vern Kalshan, Cambria. Member Post 432, in favor of resolution and rededication of building.

Karina Tiwana, Commander Post 432. Expressed pride in John Ellers, Jerry McKinnon, and President Sanders and thanked veterans' families and urged passage of rededication resolution.

**Director De Micco moved to adopt Resolution 17-2009. Director MacKinnon seconded. Motion carried unanimously. Ayes – 4, No – 0, Absent – 1 (Chaldecott)**

**President Sanders adjourned meeting at 1:45 PM to 6:00 PM**

**President Sanders called meeting to order and reconvened at 6:04 PM**

B. Adopt Resolution 19-2009 approving DRAFT CCSD Operating Budget for Fiscal Year 2009-2010. President Sanders introduced the item and Tammy Rudock presented the staff report.

**Public Comment:**

Richard Hawley, Cambria. Commented AB 2020 per ton tipping fee. Spoke as Forest Committee and Greenspace representative: Suggests implementation of Cambria Forest Management Plan.

Mary Webb, Cambria. Commented on desal lobbying fees budgeted, legal fees, engineer's salary being removed from Water budget and moved to General Fund budget and if need be, reduce staff to do that.

Elizabeth Bettenhausen, Cambria. Commented on Draft Prop 218 guidelines regarding vacation rental (residential to commercial). Commented on Moonstone Bridge replacement project and project designation.

Board discussion followed. Board consensus to not change vacation rental classification with Resolution 19-2009 and will consider at a later Board meeting. Discussed options for funding the federal advocate.

**Director MacKinnon moved to adopt Resolution 19-2009 approving the draft CCSD operating budget for fiscal year 2009-2010, eliminating the \$80,000 cost for federal advocacy professional services from the Water Department/Fund operating budget and directed General Manager to absorb the \$80,000 expenditure within the proposed General Funds operating budgets, which will likely result in elimination of personnel and reduction in services. Director De Micco seconded. Motion carried unanimously. Ayes – 4, No – 0, Absent – 1 (Chaldecott)**

C. Adopt Resolution 14-2009 approving guidelines for the submission and tabulation of protests in connection with rate hearings conducted pursuant to Article XIID, Section 6, of the California Constitution, and related noticing. President Sanders introduced the item. Tammy Rudock noted two corrections in resolution and summarized the proposed rates notice and protest form. The footnote regarding vacation rental classification will be removed.

**Public Comment:**

Mary Webb, member of Cambrians for Fiscal Responsibility. Read April 23, 2009 letter regarding Resolution 14-2009.

Elizabeth Bettenhausen, Cambria. Passed out The Tribune editorial regarding Paso Robles recession policy. Requested deletion of whereas paragraph regarding CPI provision.

Jerry McKinnon, Cambria. Consider CPI adjustment one time only.

Tina Dickason, Cambria. Commented on guidelines and addressed those questions not answered or covered. Provided Chino Hills Prop 218 outline for rate increase.

Mahala Burton, Cambria. Commented on Prop 218 guidelines and written authorization to submit on behalf of another.

Marjorie Ott, Cambria. Vacation rentals are lodging and feels rates should be balanced. CPI is not appropriate for this resolution.

John MacKinnon, Cambria. CPI goes against everything and is an arbitrary number to come up with increases.

Ann Winburn, Cambria. Read LandWatch April 23 letter regarding comments on proposed actions by the CCSD at its April 23, 2009 meeting.

Michael Colantuono, Colantuono & Levin PC responded to public comment questions and comments. **Suggested edit to Attachment “A,” Protest Submittal 8.C.; strike “before,” replace with “so.” 8.D. strike “submit,” replace with “sign.”**

Board consensus to:

1. Include protest form with notice of rate increases.
2. Third party provision for submittal of protest forms will stand as written in guidelines with suggested edits to 8.C. and 8.D.
3. Delete CPI (Consumer Price Index) from notice and Resolution 14-2009
4. Delete vacation rental language from Prop 218 Guidelines and Resolution.

**Director Cliff moved to approve Resolution 14-2009 approving guidelines for the submission and tabulation of protests in connection with rate hearings conducted pursuant to Article XIID, Section 6, of the California Constitution and related noticing to approve the 2009 Notice of Proposed Water and Sewer Rate increases with the following changes: in whereas’ strike where related to vacation rental classifications, strike consumer price index (CPI) proposals. Director MacKinnon seconded. Motion carried unanimously.**

**Ayes – 4, No – 0, Absent – 1 (Chaldecott)**

#### **10. Public Comment**

Amanda Rice, Cambria. NCAC chair, reminded community of election on May 5.

Elizabeth Bettenhausen, Cambria. Thanked those watching on TV and in the next 45 days hopes the conversations focus on operations and maintenance.

Jerry McKinnon, Cambria. Commented on rededication of Veterans Building and from heart, respectfully request respect for the Veterans Memorial Building by CCSD and community members “as a memorial” for veterans who died while serving their country.

**10.** President Sanders adjourned the meeting at 8:35 p.m.