

**CAMBRIA COMMUNITY SERVICES DISTRICT**  
**BOARD OF DIRECTORS REGULAR MEETING MINUTES**  
**THURSDAY, AUGUST 25, 2011, 12:30 PM**

<b>AGENDA ITEM</b>	<b>DISCUSSION OR ACTION</b>										
1A. <b>CALL TO ORDER</b>	President Clift called the regular meeting to order at 12:37 PM.										
1B. <b>PLEDGE OF ALLEGIANCE</b>	President Clift led the pledge of allegiance.										
1C. <b>ESTABLISHMENT OF QUORUM</b>	<table style="width: 100%; border: none;"> <tr> <td style="width: 60%;">President Clift</td> <td style="text-align: right;">Present</td> </tr> <tr> <td>Vice President MacKinnon</td> <td style="text-align: right;">Present</td> </tr> <tr> <td>Director Bahringer</td> <td style="text-align: right;">Present</td> </tr> <tr> <td>Director De Micco</td> <td style="text-align: right;">Absent</td> </tr> <tr> <td>Director Thompson</td> <td style="text-align: right;">Present</td> </tr> </table> <p>Staff Present: General Manager Jerry Gruber, Assistant District Counsel David Hirsch, District Engineer Bob Gresens, District Clerk Kathy Choate</p>	President Clift	Present	Vice President MacKinnon	Present	Director Bahringer	Present	Director De Micco	Absent	Director Thompson	Present
President Clift	Present										
Vice President MacKinnon	Present										
Director Bahringer	Present										
Director De Micco	Absent										
Director Thompson	Present										
1D. <b>REPORT FROM CLOSED SESSION</b>	No closed session to report on.										
2. <b>SPECIAL REPORTS</b>											
A. Sheriff's Department Report	Deputy Steeb reported 305 calls for service, of those 62 were EMS related calls.										
3. <b>ACKNOWLEDGEMENTS/PRESENTATIONS</b>	<p>President Clift presented a plaque of recognition to Ben Boer, Facilities and Resources Supervisor retiring with 24 years of service to CCSD. Ben expressed his appreciation.</p> <p>Public Comment:  <u>Jo Ellen Butler</u>, FRRP. On behalf of FRRP congratulated Ben on his retirement and thanked him for his dedication to Fiscalini Ranch Preserve. <u>Director Thompson</u> thanked Ben and expressed his appreciation for Ben's role as a consummate ambassador to community from CCSD.</p>										
4. <b>PUBLIC COMMENT</b>	<u>Amanda Rice</u> , Cambria. Today is 81 days away from 10 years of moratorium declaration. Amount of water theoretically saved if you say each of those new meters would use 165 gallons/day which is almost 14 units, which is more than most Cambrians use, would have saved about 72 acre feet per year (6 acre feet per month). Four or five units on bi-monthly bill represents about 50 gallons/day usage. It would be helpful to include gallons used on utility bill.										
5. <b>AGENDA REVIEW</b>	Stands as published.										
6. <b>MANAGER'S AND BOARD REPORTS</b>											
A. GENERAL MANAGER'S REPORT	General Manager Gruber presented Manager's report, highlighting all department projects. Department Managers (Chief Miller absent) were										

	available to answer questions. Board discussion followed.
B. DESALINATION AND WATER STORAGE FACILITIES REPORT	General Manager Gruber presented the desalination and water storage facilities report.
C. MEMBER AND COMMITTEE REPORTS	Director Bahringer reported on Ad Hoc SCADA committee meeting. Rockwell quote has been received; CCSD will be seeking additional bid proposals on project. Director Bahringer reported NCAC Advisory Council met, SLO Bicycle Club hosting annual Lighthouse Ride, Sept 24, will help support Teen Center. Discussion regarding use of Vets Hall parking lot by vendors. Temporary events ordinance before Board of Supervisors Oct 4 that will have a crippling affect on charitable fundraisers.
<b>7. CONSENT AGENDA</b>	
A. Approve expenditures for month of July 2011 B. Approve minutes of Board of Directors Regular Meeting July 28, 2011	General Manager Gruber read consent agenda items A – B. Public Comment: <u>Jerry McKinnon</u> , Cambria. Posed question are expenses for July written against FY 2010/11 or 2011/12? <b>Director MacKinnon moved to adopt the consent agenda. Director Bahringer seconded.</b> <b>Motion carried unanimously.</b> <b>Ayes – 4, Noes – 0, Absent – 1 (De Micco)</b>
<b>8. HEARINGS AND APPEALS</b>	None
A. Held public hearing to determine if a majority protest existed and adopt Resolution 47-2011 approving Mission Country Disposal proposed rate increase	General Manager Gruber introduced Frank Silva, Mission Country Disposal who presented the report. Board discussion followed regarding trash cans on Main Street. President Clift opened the public hearing. <u>Amanda Rice</u> , Cambria. Posed question: is solid waste disposal an enterprise fund the same way as water and wastewater are enterprise? If CCSD was doing waste disposal itself, would it stay in an enterprise fund? Would it be the same as water, could only charge what it costs to provide the service? Is the franchise fee paid to CCSD by Mission Country designated to specific fund or General Fund? Could not see numbers for just Cambria, information provided covered seven routes. Looking at methodology how is it determined whether it's a base year or an interim year. 4% is fair based what current rates are and

	<p>expenses. No objection to increase.  <u>Steve Figler</u>, Cambria. Commented on community trash cans full on weekends. Mission Country provided card board type barrels at Santa Barbara event.  <u>Frederick Fox</u>, Cambria. Resident since 1988, owned property since 1971. Rate increase unfair, opposed to use of landfill and objects to being forced to subsidize process. Commented on landfill harms to environment. No waiver provision in Cambria ordinance for someone who opposes landfills. Delinquent accounts become a lien on property and caused financial duress to him personally. Submitted written protest.  <u>Jeff Hellman</u>, Cambria. 7<sup>th</sup> Circuit of Ninth Court of Appeals says government cannot force public to buy something. Inferred refuse collection may be unconstitutional.  <u>Roger Andriola</u>, Cambria. Agrees with last two speakers, illegal to compel individuals to pay for a service or product that we do not need or use. Recommends Board change contract and adopt a policy that if you want to terminate or suspend you may do so. In times of deflationary economy, not the time to seek rate increases.  President Clift stated there were eight written protests received. A majority protest was not received. District Clerk Choate confirmed a majority protest was unsuccessful.  Board discussion regarding benefit to community as a whole followed.  <b>Director Bahringer moved to adopt Resolution 47-2011 approving Mission Country Disposal 4.32% rate increase, effective September 1, 2011. Director MacKinnon seconded. Motion carried unanimously.</b>  <b>Ayes – 4, Noes – 0, Absent – 1 (De Micco)</b></p>
<p>B. Adopt Resolution 42-2011 adopting Mitigated Negative Declaration for Stuart Street and Fiscalini Tank sites storage project Initial Study/Mitigated Negative Declaration (Recommendation to continue this item to regular September 22, 2011 board meeting).</p>	<p>President Clift introduced the staff report and opened the public hearing. No comment. Director Bahringer moved to continue the public hearing for this item to September 22, 2011 board meeting. Director Thompson seconded. Motion carried unanimously.  <b>Ayes – 4, Noes – 0, Absent – 1 (De Micco)</b></p>
<p>C. Held public hearing to approve the Appropriation Limit for FY 2011/2012 and Adopt Resolution 40-2011 establishing the</p>	<p>President Clift introduced the item. President Clift opened public hearing. No comment. President Clift closed public hearing. General Manager</p>

<p>appropriation limit for CCSD</p>	<p>Gruber presented the staff report. Director MacKinnon moved to adopt <b>Resolution 40-2011 establishing the 2011/2012 appropriation limit for the CCSD. Director Thompson seconded. Motion carried unanimously. Ayes – 4, Noes – 0, Absent – 1 (De Micco)</b></p>
<p>D. Consider Ordinance amending CCSD Code Section 7.04.010 relating to rules governing the Veterans Memorial Building and Section 3.04.010 F and Table relating to user fees and charges</p>	<p>President Clift introduced the item. Assistant District Counsel Hirsch presented the staff report. Public Comment:  <u>Jerry McKinnon</u>, Cambria. Supports changing rules of operation for the building. What does it take to obtain permission to use the building?  <u>Jo Ellen Butler</u>, Cambria. Supports opening Vets Hall for private event use. Requested process for fee waiver to be included in the rates; referenced annual educational Wildflower Show (not a fundraiser event).  <u>Amanda Rice</u>, Cambria. Supports use of private events and income will help subsidize not-for-profit events at Vets Hall.  Board discussion followed. Non-profit, commercial, and private rates to be considered. The Ad Hoc Procedures for CCSD Facilities Committee will continue its review of policies and procedures for the facility. The revenue generated would be for the maintenance and support of the Vets Hall.  Public Comment:  <u>Jerry McKinnon</u>, Cambria. Veterans’ organizations have preemptive use of building.  <u>Ron Crummitt</u>, Cambria. Supports open use of Vets Hall and develop procedures to control type of use in building.</p> <p><b>Director Thompson moved to waive further reading. Director Bahringer seconded. Roll Call Vote:  Ayes: Directors Thompson, Bahringer, MacKinnon, and President Clift.  Noes: None  Absent: Director De Micco  Motion carried unanimously.  Ayes – 4, Noes – 0, Absent – 1 (De Micco)</b></p> <p>President Clift read by title; Ordinance amending CCSD Code Section 7.04.010 relating to rules</p>

	<p>governing the Veterans’ Memorial Building and Section 3.04.010F and Table relating to user fees and charges. <b>Director MacKinnon moved to read by title only. Director Bahringer seconded.</b>  <b>Roll Call Vote:</b>  <b>Ayes: Directors MacKinnon, Bahringer, Thompson, and President Clift.</b>  <b>Noes: None</b>  <b>Absent: Director De Micco</b>  <b>Motion carried unanimously.</b>  <b>Ayes – 4, Noes – 0, Absent – 1 (De Micco)</b></p> <p><b>Director Bahringer moved to introduce the ordinance. Director Thompson seconded.</b>  <b>Roll Call Vote:</b>  <b>Ayes: Directors Bahringer, Thompson, MacKinnon, Clift</b>  <b>Noes: None</b>  <b>Absent: Director De Micco</b>  <b>Motion carried unanimously</b>  <b>Ayes – 4, Noes – 0, Absent – 1 (De Micco)</b></p>
<p>E. Adopt Resolution 50-2011 adopting the Initial Study/Mitigated Negative Declaration for Geotechnical/Geophysical Research Investigation Study</p>	<p>President Clift introduced the item. District Engineer Gresens reviewed the staff report and presented a power point presentation.  Public Comment:  <u>Amanda Rice</u>, Cambria. Is this project 100% federally funded? ACE monthly report states \$15,000 from CCSD. Why is ACE not making presentation, rather than CCSD staff? What kind of control does CCSD have over ACE? Is Board sending approval, comments? What is CCSD role in deliberations?  <u>Steve Figler</u>, Cambria. Does the Board and public have results of last year’s September beach testing? Both Board and public should know results before further testing is done. If no results, when will the Board and public get those responses? It raises legal question as to whether to proceed in absence of knowledge of testing allowed in prior year. Concerned when CCSD and/or ACE said no cultural impact, believes there is data showing the ancient Indians used that area, at least stated yes or no prior Indian usage of that area. What control does CCSD Board have over federal government?  President Clift closed public comment.  Board discussion followed regarding Army Corps of</p>

	<p>Engineers remaining approval actions. District Engineer Gresens responded to questions.  <b>Director Bahringer moved to Adopt Resolution 50-2011 adopting Resolution 50-2011 adopting the Initial Study/Mitigated Negative Declaration and accompanying Mitigation Monitoring Program. Director MacKinnon seconded. Motion carried unanimously.</b>  <b>Ayes – 4, Noes – 0, Absent – 1 (De Micco)</b></p>
<p><b>9. REGULAR BUSINESS</b></p>	
<p>A. Describe Water Conservation goal setting requirements of Urban Water Management Plan</p>	<p>General Manager Gruber introduced the item. District Engineer Gresens presented the staff report and a Power Point presentation. Full board discussion followed.  Public Comment:  <u>Amanda Rice</u>, Cambria. The gallons per capita per day (gpcd) are averaged over community and includes commercial (approx 20% of water demand). 115 gallons/day is 9 units. At aboutcambria.com she has a calculator for future water demand scenarios.</p>
<p>B. Authorize General Manager to form a Citizens Advisory Committee with interested stakeholders regarding proposed lot transfer from SLO Land Conservancy to CCSD</p>	<p>President Clift introduced the item. General Manager Gruber reviewed the staff report. Board directed General Manager to form a Citizens Advisory Committee with interested stakeholders regarding the proposed lot transfer from SLO Land Conservancy to CCSD.</p>
<p>C. Adopt Resolution 39-2011 granting an exception to the hiring freeze of CCSD Firefighter Engineer</p>	<p>President Clift introduced the item. General Manager Gruber presented the staff report.  <b>Director Thompson moved to adopt Resolution 39-2011 granting an exception to hiring freeze of CCSD Firefighter Engineer. Director Bahringer seconded. Motion carried unanimously.</b>  <b>Ayes – 4, Noes – 0, Absent – 1 (De Micco)</b></p>
<p>D. Adopt Resolution 49-2011 approving increase in General Fund loan to Rodeo Grounds Pump Station Replacement and Stuart Street Storage Projects</p>	<p>President Clift introduced the item. General Manager Gruber reviewed the staff report. District Engineer Gresens presented the  <b>Director MacKinnon moved to adopt Resolution 49-2011 approving increase in General Fund loan to Rodeo Grounds Pump Station Replacement and Stuart Street Storage Projects. Director Bahringer seconded. Motion carried unanimously.</b>  <b>Ayes – 4, Noes – 0, Absent – 1 (De Micco)</b></p>
<p>E. Approve CCSD response to SLO County Grand Jury July 8, 2011 report titled,</p>	<p>President Clift introduced the item. General Manager Gruber presented the staff report.</p>

<p>“Rate Setting as a Water Conservation Tool”</p>	<p>Public Comment: <u>Amanda Rice</u>, Cambria. Recommends book written by water economist, “The End of Abundance,” by David Zetland. Useful tools to better manage water locally. <b>Director Thompson moved to approve the response to SLO County Grand Jury report dated July 8, 2011 titled, Rate Setting as a Water Conservation Tool.” Director Bahringer seconded. Motion carried unanimously.</b> <b>Ayes – 4, Noes – 0, Absent – 1 (De Micco)</b></p>
<p>F. Adopt Resolution 48-2011 for the election of directors to SDRMA Board of Directors</p>	<p>President Clift introduced and reviewed the candidate statements. <b>Director MacKinnon moved to cast ballots for Mike Scheafer, Ed Gray, and Terry Burkhart SDRMA directors. Director Thompson seconded. Motion carried.</b> <b>Ayes – 3, Noes – 0, Absent – 1 (De Micco), Abstain – 1 (Bahringer)</b></p>
<p><b>10. ADJOURN</b></p>	<p>President Clift adjourned the meeting at 3:35 p.m.</p>