

CAMBRIA COMMUNITY SERVICES DISTRICT
MINUTES OF THE REGULAR MEETING OF BOARD OF DIRECTORS
FEBRUARY 25, 2010 – VETERANS MEMORIAL BUILDING

- 1. Call to Order: President Sanders called the meeting to order at 12:33 p.m. and led the pledge of allegiance. District Counsel Tim Carmel reported no reportable action.**

Present: Directors Clift, Chaldecott, De Micco, MacKinnon and President Sanders
Absent: None

Also present: General Manager Tammy Rudock, District Counsel Tim Carmel
District Engineer Bob Gresens, and District Clerk Kathy Choate

- 2. Public Comment:**

Michael “Tex” Teixeira, Paso Robles. Introduced himself to Board as candidate for SLO County Sheriff.

Amanda Rice, Cambria. Supports lifting of moratorium, now 3,036 days.

Frederick Fox, Cambria. Requested the CCSD ordinance regarding refuse collection be broadened to allow individuals who disagree with the use of landfills to be allowed to not utilize the waste collection services and not pay for mandatory waste collection.

President Sanders requested District Counsel review Mission Disposal franchise agreement, ordinances, and policies regarding this matter and advise the Board on its obligations.

- 3. Agenda Review:**

Tammy Rudock added Van Scoyoc report as an addendum to General Manager’s report; amended Resolution 06-2010 second recital from “January 21” to “February 25” and President Sanders stated Item 9A will be heard after special reports. Agenda stands as amended.

- 4. Acknowledgements/Presentation:**

A. Tammy Rudock presented proclamation recognizing Pat Clarke, Senior Water Treatment Operator retirement and twenty six years of service to CCSD.

B. Tammy Rudock presented 2010 Census Proclamation. President Sanders introduced 2010 Census representatives Amanda Rice, member Complete Count Committee; Jasmine Lopez and Priscilla Handley, who provided timelines and contact information.

C. Cambria Forest Committee, Co-chair, Richard Hawley presented “Free Benefits of Cambria Monterey Pine Forest”

- 5. Special Reports**

Sherriff’s department Commander Ben Hall reported 258 calls for service, 51 reports which is almost exactly what it was last year. Criminal activities in the last thirty days include four ATM/credit card skimming-type identity thefts in Cambria and four early-morning commercial burglaries.

6. Manager's and Board Reports

A. Manager's Report

Tammy Rudock presented the manager's report, noting addition of VanScoyoc report and reported on approximately thirty new voluntary lot merger applications resulting from recent flyer mailings. Ben Boer was recognized by SLO County Fire Safe Council for his outstanding efforts with the Rodeo Grounds and Lodge Hill clearing projects.

Steve Kniffen, Chair, PROS Commission reported on PROS activities and invited public to attend monthly meetings.

President Sanders commended the Fire Department on the triage system handling calls during January 20 storm event and thanked Tim Winsor of Windsor

Construction for donation of sand/trucking effort. **Board requested letter be drafted for Board president and Fire Chief's signature thanking Winsor.**

Board comments followed.

B. Member and Committee Reports. None

7. Consent Agenda

A. Approve expenditures for the month of January 2010

B. Approve minutes of Board of Directors special meeting February 1, 2010

Director De Micco moved to approve consent agenda. Director Chaldecott seconded. President Sanders read consent agenda items 7A and 7B for the record. Motion carried unanimously. Ayes – 5, No – 0, Absent – 0

8. Hearings and Appeals

A. Consider adoption of Resolution 10-2010 adopting Santa Rosa Creek Beach Geotechnical Investigation Environmental Clearance Negative Declaration

Tammy Rudock presented the staff report. President Sanders reported comment responses are in process and many are of a technical nature. The Board may not be in a position to act on the proposed resolution and proposed the public hearing be conducted today, receive any additional oral comments, close the public hearing, and continue consideration of Resolution 07-2010 to March 25 regular meeting.

President Sanders opened the public hearing.

Public Comment:

Catherine Ryan Hyde, Weymouth, Cambria. Walks her dog every day down to Santa Rosa Creek where no dogs are allowed on beach due to snowy plover; keep drilling equipment off beach for same reason.

Cynthia Hawley, Attorney, Landwatch SLO County. Spoke in opposition. Consider process used to determine preparation of ND rather than MND or EIR.

Stevan Rosenlind, 6535 Catherine. Concerned with project without full EIR and suggested Board take a field trip (non-technical) and walk beach.

Mary Webb, Cambria. Opposes categorical exemption and ND.

Mahala Burton, Cambria. Spoke in opposition and commented on lack of public notice and stated Gary Henderson, SLO City Engineer would give Cambria 602 AF of Whale Rock reservoir water.

Mike Dill, Paso Robles, Cambria. Vice President, United Lot Owners of Cambria (UNLOC). Spoke in support on behalf of 660 plus lot owners and their families and urged Board to move forward and pass Item 8A for the benefit of all Cambrians.

Elizabeth Bettenhausen, Cambria. Spoke in opposition and commented on Initial Study is totally being inconsistent with the study done by the firm that the Army Corps Engineers hired.

Jim Webb, Cambria. Spoke in opposition and commented on steelhead living in Santa Rosa Creek and Army Corps' lack of specific methodology for assessing cumulative impacts.

Jeff Hellman, Cambria. Is there some reason the drilling can't be done in a ¼ mile some other direction where there is no wildlife activity? Expressed geologists have equipment that does underground surveys and it seems there must be more than one location. *President Sanders responded CCSD has done those surveys. And that was the only location? Director De Micco, responded for the record, "that President Sanders is exactly right."* I think the main concern of the public that has its apprehensions is really the safeguarding and the respect for wildlife. I think it all revolves around that. More than we need more water. *A question and answer exchange among Hellman and the Board continued.*

President Sanders read into the record written comments received by the Board in support of adopting Resolution 10-2010: Barbara Moyer, Joseyln Thornburg, David and Lisa Callahan, Pat and Frank Budicin, Greg and Linda Hunter, Lonnie and Gloria Coffie, Rick and Nancy Rentler, Jim and Linda Ensley.

Ron Crummitt, Cambria. He and his wife are concerned about environment and the wildlife and support moving forward with the project; pleased to see that Colonel Magness, of the Army Corps of Engineers said he would keep environmental concerns in line when going forth with this process.

President Sanders closed the public hearing.

Director Clift stated for the public record, the emails the Board received were not solicited by him. He only recognized one name, Mr. Ensley, because he knew his name from other things. The emails that he solicited and reported on at last meeting were personal to him to judge community interest and those are not being entered into any record. He is seeing these for the first time today. Just for the public record on that, he did not solicit any.

Board discussion followed regarding fiscal impact.

Director Chaldecott moved to continue Item 8A Resolution 10-2010 adopting Santa Rosa Creek Beach Geotechnical Investigation and Environmental Clearance Negative Declaration to the March 25 regular meeting. Director De Micco seconded. Motion carried unanimously. Ayes – 5, No – 0, Absent – 0.

9. Regular Business

A. Receive draft Audit Fiscal Year 2008/2009. President Sanders introduced the item, Tammy Rudock provided opening remarks and summarized staff report. Bob Crosby, CPA, Crosby Company presented the CCSD's draft CAFR (Comprehensive Annual Financial Report) for fiscal year ending June 30, 2009. Bob Crosby commented on auditor's unqualified opinion, Statement of Nets Assets, Statement of Activities. Board discussion followed on capital assets (pages 3 and 4 of summary), depreciation, pension plans (page 25) areas to improve, paid out sick/vacation leave accruals, and construction and progress. Crosby commented on retiree post-employment benefits and simplified method of reporting those costs. Crosby confirmed when a project is

determined scrapped it is written off, rather than expensed to begin with. Crosby shared his compliments of CCSD management staff as a result of the positive audit.

B. Adopt Resolution 06-2010 approving Mid-Year revision to Fiscal Year 2009/2010 CCSD operating budget. General Manager Rudock introduced the item and reviewed the mid-year revision highlights in the staff report. A comparison of staffing levels for FY 2009/2010 with FY 2008/2009 was presented. Finance Committee recommended the Prop 1A Contingency funds be restricted and held in LAIF (Local Agency Investment Fund) account. Board urged County to give accounting of Leffingwell Bridge Replacement project as soon as possible.

Public Comment:

Jerry McKinnon, Cambria. Commented \$10,000 deficit in Facilities and Resources Department. Did deficit result from less rentals or are rates too low? Would like review on rental policies. Commented on payroll taxes.

Elizabeth Bettenhausen, Cambria. Commented on page 75 regarding capital budget. When will Board develop capital budget?

Director MacKinnon moved to adopt Resolution 06-2010 approving mid-year revision to FY 2009/2010 operation budget. Director Clift seconded. Motion carried unanimously. Ayes – 5, No – 0, Absent – 0

C. Review and approve 2010 Board Committee/Assignments
Rudock reviewed the proposed committee assignments.

Public Comment:

Amanda Rice, NCAC chair, Cambria. Expressed appreciation of CCSD liaison to NCAC meetings.

Director De Micco moved to approve 2010 committee assignments as listed in the agenda item. Director MacKinnon seconded. Motion carried unanimously. Ayes – 5, No – 0, Absent – 0

D. Adopt Resolution 08-2010 authorizing matching grant funds for CCSD Fire Department's Assistance to Firefighter's Grant Program (AFGP) for operations and safety. President Sanders introduced the item. General Manager Rudock summarized the CCSD Fire Department grant award for \$232,848 for radio equipment, Advanced Life Support (ALS), and paramedic training for three personnel. The 5% match is budgeted for in the 2009/2010 mid-year budget revisions. Chief Miller provided details related to radio equipment (communication), ALS equipment (affords more flexibility to Healthcare District), and paramedic training. Reserve personnel will be trained and a competitive testing arrangement to select three for training will be held. For those trained there is a minimum of three year commitment to Healthcare District as a condition of the grant.

Director De Micco moved to adopt Resolution 08-2010 authorizing matching grant funds for CCSD Fire Department's Assistance to Firefighters Grant Program (AFGP) for Operations and Safety. Director Clift seconded. Motion carried unanimously. Ayes – 5, No – 0, Absent – 0

E. Adopt Resolution 09-2010 approving the Board of Director's Bylaws for 2010
General Manager Rudock introduced 2010 Bylaws; replaced "District" with "CCSD."
Section 4.7 amend to include electronic media following film records.

Director Clift moved to adopt Resolution 09-2010 approving Board of Directors' 2010 Bylaws with amendment to Section 4.7. Director Chaldecott seconded. Motion carried unanimously. Ayes – 5, No – 0, Absent – 0

Public Comment:

Amanda Rice, Cambria. Commented on page 97 closing quotation missing 3.3(a) after Agenda." Commented on Section 6.3 and 7.3, 7.7 is there a plan for attaining Board goals? Section 4, expressed concern with Brown Act and open meeting laws. Commented on Section 4.7, Section 8.4(b) suggested the per diem shall be \$50.00. Commented on 9.2 (b) and Section 10 with regard to electronic retention.

Director De Micco moved to reconsider Item 9E. Director Chaldecott seconded. Motion carried unanimously. Ayes – 5, No – 0, Absent – 0

Director De Micco moved to approve Bylaws as amended; Section 3.3(a) add quote after agenda, section 4.7 replace tape for film record with electronic media, section 8.4(b) to read, The per diem shall be \$50.00. Director MacKinnon seconded. Motion carried unanimously. Ayes – 5, No – 0, Absent – 0

F. Cast ballot for Director Muril Clift as LAFCO Special District member
President Sanders introduced the item.

Director De Micco moved to approve casting ballot to LAFCO endorsing Director Muril Clift Director MacKinnon seconded. Director Clift abstained. Motion carried unanimously. Ayes – 4, No – 0, Absent – 0, Abstain – 1 (Clift)

Public Comment

Amanda Rice, Cambria. Supports casting ballot for Director Clift.

10. Public Comment

Amanda Rice, Cambria. NCAC chair. NCAC Council election is in May; submit applications by March 17.

11. President Sanders adjourned the meeting at 3:50 PM to closed session, Dining Room, Veterans Memorial Building