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## CAMBRIA COMMUNITY SERVICES DISTRICT

CALL BY THE PRESIDENT AND FINAL AGENDA

FOR SPECIAL MEETING OF THE BOARD OF DIRECTORS

I, Gail Robinette, President of the Cambria Community Services District Board of Directors, hereby call a Special Meeting of the Board of Directors pursuant to California Government Code Section 54956. The Special Meeting will be held: **Tuesday, February 10, 2015, 10:00 AM, 1000 Main Street Cambria, CA**. The purpose of the special meeting is to discuss or transact the following business:

**AGENDA**  
**SPECIAL MEETING OF THE CAMBRIA COMMUNITY SERVICES DISTRICT**  
**BOARD OF DIRECTORS**  
**TUESDAY, FEBRUARY 10, 2015, 10:00 AM**  
**1000 Main Street**  
**Cambria, CA**

**1. OPENING**

- A. Call to Order
- A. Pledge of Allegiance
- B. Establishment of Quorum

**2. PUBLIC COMMENT** Members of the public wishing to address the Board on any item described in this Notice may do so when recognized by the Board President. Public comment on this agenda will be limited to 3 minutes per person.

**3. SPECIAL MEETING BUSINESS**

- A. Consider Adoption of Resolution 02-2015, a Revised Resolution Related to Authorizations Necessary for a \$307,876 Grant Awarded to the CCSD from the Public Water System Drought Emergency Response Program

(Estimated time allowed 15 minutes)

- B. Consideration of a Resolution 03-2015 Approving and Adopting the Labor Compliance Program for Proposition 84 Funded Public Works Projects

(Estimated time allowed 15 minutes)

**4. ADJOURN**

Notice of this special meeting shall be delivered to each member of the Board of Directors and to each local newspaper of general circulation and radio or television station who have requested such notice. Notice must be received at least twenty-four (24) hours before the time set for the special meeting.

Tuesday, February 9, 2015

CAMBRIA COMMUNITY SERVICES DISTRICT

TO: Board of Directors

AGENDA NO. **3.A.**

FROM: Jerry Gruber, General Manager

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Meeting Date: February 26, 2015      Subject: Consider Adoption of Resolution 02-2015, a Revised Resolution Related to Authorizations Necessary for a \$307,876 Grant Awarded to the CCSD from the Public Water System Drought Emergency Response Program

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**RECOMMENDATIONS:**

It is recommended that the Board of Directors adopt Resolution 02-2015, which is a revised Resolution that has been requested by the State Water Resources Control Board (SWRCB), in order to provide authorizations necessary for the grant that the CCSD has been awarded in the amount of \$307,876 from the Public Water System Drought Emergency Response Program

**FISCAL IMPACT:**

The grant being awarded by the SWRCB is in the amount of \$307,876 and is for costs associated with rehabilitation and restoration of the old Filtronics iron and manganese removal filtering plant, as well as restoration of the SR3 Well.

**DISCUSSION:**

At it's December, 2014 meeting the Board of Directors approved Resolution 46-2014, which was requested by the SWRCB in relation to the CCSD's application with the State Water Resources Control Board (SWRCB), Division of Drinking Water, for a grant in the amount of \$353,000 from their Public Water System Drought Emergency Funding Program. The grant funds that were sought relate to the lower Santa Rosa Creek aquifer and the CCSD's project to optimize use of groundwater from that aquifer, which consisted of restoring the old Fitronics filter plant that had been removed from service approximately 14 years ago, as well as restoring the mothballed supply wells.

Staff is pleased to advise that we have been informed that the SWRCB has approved the grant request in the amount of \$307,876. The SWRCB has now requested that the Board of Directors adopt a revised resolution related to the necessary authorizations in order to execute the grant documents and related matters. The attached resolution has been prepared using the SWRCB required resolution template and is being presented to the Board for adoption.

Attachments: Resolution 02-2015

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BOARD ACTION: Date \_\_\_\_\_ Approved: \_\_\_\_\_ Denied: \_\_\_\_\_

UNANIMOUS: \_\_\_ ROBINETTE \_\_\_ CLIFT \_\_\_ BAHRINGER \_\_\_ THOMPSON \_\_\_ RICE \_\_\_

RESOLUTION NO. 02-2015  
February 26, 2015

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE CAMBRIA COMMUNITY SERVICES DISTRICT SERVICES DISTRICT AUTHORIZING THE GENERAL MANAGER TO SIGN A FUNDING AGREEMENT AND AMENDMENTS FOR FUNDING UNDER THE PUBLIC WATER SYSTEM DROUGHT EMERGENCY REPOSENSE PROGRAM; AUTHORIZING THE GENERAL MANAGER TO APPROVE CLAIMS FOR REIMBURSEMENT; AUTHORIZING THE GENERAL MANAGER TO APPROVE THE BUDGET AND EXPENDITURE SUMMARY, AND AUTHORIZING THE GENERAL MANAGER TO SIGN THE FINAL RELEASE FORM AND CERTIFICATION OF PROJECT COMPLETION**

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**WHEREAS**, the **Cambria Community Services District** was identified by the State Water Resources Control Board (herein referred to as the "State"), as experiencing a drought related drinking water emergency or threatened emergency eligible for funding under the Public Water System Drought Emergency Response Program (hereinafter referred to as the "Drought Emergency Program"), for project number **PDE-40100144-001**, (hereinafter referred to as the "Project"); and

**WHEREAS**, the **Cambria Community Services District** is requesting funding on its behalf from the State for a grant in the amount of **\$307,876.00**, (herein referred to as "Grant Funding"); and

**WHEREAS**, the **Cambria Community Services District** adopted a Project budget totaling **\$307,876** and expended **\$307,876.00**; and

**WHEREAS**, a funding agreement for the Project under the Drought Emergency Program will provide for a grant in the amount of **\$307,876.00**; and

**WHEREAS**, the **Cambria Community Services District** acknowledges and confirms that the total Project cost is estimated to be **\$307,876.00**, of which **\$307,876.00** is Grant Funding through the Drought Emergency Program and, which is affirmed and designated the responsibility of the **Cambria Community Services District** to ensure a fully funded Project; and

**WHEREAS**, prior to the State executing a funding agreement, the **Cambria Community Services District** is required to pass a resolution authorizing a representative to sign the funding agreement, amendments, and certifications; designating a person to approve the Claims for Reimbursement form; designating a person to sign the Budget and Expenditure Summary; designating a person to certify that the Project is complete, and designating a person to sign the Final Release form; and

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**NOW, THEREFORE BE IT RESOLVED AND ORDERED**, that the **Cambria Community Services District** is hereby authorized to carry out the Project, enter into a funding agreement with the State, accept and expend Drought Emergency Program funds for the Project; and

**BE IT FURTHER RESOLVED AND ORDERED**, that the **Cambria Community Services District** has no funds available for the Project in excess of the Supplier's cost prior to States disbursement of Grant Funding; and

**BE IT FURTHER RESOLVED AND ORDERED**, by the **Cambria Community Services District** that the General Manager is hereby authorized and designated to sign the Drought Emergency Program funding agreement for the Project and any amendments thereto for the Project; and

**BE IT FURTHER RESOLVED AND ORDERED**, that the **General Manager** is hereby authorized to sign the Budget and Expenditure Summary for the Project; and

**BE IT FURTHER RESOLVED AND ORDERED**, that the **General Manager** is hereby authorized to approve Claims for Reimbursement forms for the Project; and

**BE IT FURTHER RESOLVED AND ORDERED**, that the **General Manager** is hereby authorized to certify that the Project is complete; and

**BE IT FURTHER RESOLVED AND ORDERED**, that the **General Manager** is hereby authorized to sign a Final Release form for the Project; and

**BE IT FURTHER RESOLVED AND ORDERED**, that the authority granted hereunder shall be deemed retroactive. All acts authorized hereunder and performed prior to the date of this Resolution are hereby ratified and affirmed. State is authorized to rely upon this Resolution until written notice to the contrary, executed by each of the undersigned, is received by State. State shall be entitled to act in reliance upon the matters contained herein, notwithstanding anything to the contrary contained in the formation or governance documents of the **Cambria Community Services District** or in any other document; and

**BE IT FURTHER RESOLVED AND ORDERED**, any and all actions, whether previously or subsequently taken by the **Cambria Community Services District**, which are consistent with the intent and purposes of the foregoing resolutions, shall be, and hereby are, in all respects, ratified, approved and confirmed.



PASSED AND ADOPTED by the Board of Directors of the **Cambria Community Services District** on \_\_\_\_\_ by the following vote:

Ayes: Names: \_\_\_\_\_

Nos: Names: \_\_\_\_\_

Excused: Names: \_\_\_\_\_

\_\_\_\_\_  
Gail Robinette, President  
Board of Directors

APPROVED AS TO FORM:

\_\_\_\_\_  
Timothy J. Carmel  
District Counsel

ATTEST:

\_\_\_\_\_  
Monique Madrid  
District Clerk  
**Cambria Community Services District**

CAMBRIA COMMUNITY SERVICES DISTRICT

TO: Board of Directors

AGENDA NO. **3.B.**

FROM: Bob Gresens, District Engineer

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Meeting Date: February 10, 2015      Subject: Consideration of Resolution 03-2015  
 Approving and Adopting the Labor  
 Compliance Program for Proposition 84  
 Funded Public Works Projects

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**RECOMMENDATIONS:**

Adopt Resolution 03-2015 Approving and Adopting the Labor Compliance Program for Proposition 84 Funded Public Works Projects.

**FISCAL IMPACT:**

Compliance costs will not exceed \$10,500, which are in the form of consulting services from Contractor Compliance Monitoring Inc. (CCMI).

**DISCUSSION:**

Assembly Bill 436 (Labor Code 1771.7) requires that entities undertaking construction adopt and enforce a Labor Compliance Program (LCP) when the public works project is financed in any part with Proposition 84 funds. LCPs are required, among other things, to inform contractors about their prevailing wage obligations, monitor compliance by obtaining and reviewing certified payroll reports, corroborate reported information from time to time, investigate complaints and other suspected violations and take appropriate enforcement action when violations are found. LCPs must be approved by the Director of the Department of Industrial Relations.

On August 7, 2014, the CCSD issued Notice to Proceed to CDM Constructors Inc. (CCI) for completion of the Emergency Water Supply Project. This project was subsequently awarded a Proposition 84 funded grant as part of the San Luis Obispo County Integrated Regional Water Management grant application. The CCSD contracted with CCMI for services associated with developing and maintaining an LCP to meet the requirements of the Labor Code.

The attached Resolution will approve and adopt the LCP and provide staff with the necessary authority to obtain State Department of Industrial Relations approval.

Attachment: Resolution 03-2015

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BOARD ACTION: Date \_\_\_\_\_ Approved: \_\_\_\_\_ Denied: \_\_\_\_\_

UNANIMOUS: \_\_\_ ROBINETTE \_\_\_ CLIFT \_\_\_ BAHRINGER \_\_\_ THOMPSON \_\_\_ RICE

RESOLUTION NO. 03-2015  
February 10, 2015

RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE CAMBRIA COMMUNITY SERVICES DISTRICT  
APPROVING AND ADOPTING THE LABOR COMPLIANCE PROGRAM  
FOR PROPOSITION 84 FUNDED PUBLIC WORKS PROJECTS

WHEREAS, the California Labor Code requires contractors on public works projects pay their workers based on the prevailing wage rates which are established and issued by the Department of Industrial Relations (“DIR”), Division of Labor Statistics and Research; and

WHEREAS, the California Labor Code requires contractors to keep accurate payroll records of trade workers on all public works projects and to submit copies of certified payroll records upon request; and

WHEREAS, the Cambria Community Services District (“District”) has applied for and has been awarded a grant under Proposition 84, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (“Proposition 84”) for the Emergency Water Supply Project (“EWSP”); and

WHEREAS, Proposition 84 requires the body awarding a contract for a public works project financed in any part with Proposition 84 funds, to adopt and enforce or contract with a third party to enforce, a Labor Compliance Program (“LCP”) pursuant to California Labor Code; and

WHEREAS, an LCP is required, among other things, to inform contractors about their prevailing wage obligations, review certified payroll reports, monitor compliance and enforce contractors’ compliance with California labor and apprenticeship laws for the public works projects; and

WHEREAS, the District intends to submit an application to the Department of Industrial Relations for the approval of a Labor Compliance Program for all Proposition 84 funded public works projects, including the EWSP; and

WHEREAS, the provisions of Proposition 84 allow the District to utilize the services of a third party labor compliance consulting firm to develop and execute the District’s Labor Compliance Program.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors (“Board”) of the Cambria Community Service District as follows:

1. The Board approves and adopts the Labor Compliance Program for all Proposition 84 funded projects, in accordance with the requirements of Proposition 84 and authorizes staff to submit all necessary forms, applications and information to the California Department of Industrial Relations for the Labor Compliance Program.

2. The Board authorizes District staff to utilize the necessary licensed consultants to assist in the development and maintenance of a Labor Compliance Program and ratifies all prior staff actions related thereto.
3. The Board authorizes the General Manager, and/or his or her designee, to act as the agent of the District on all matters concerning the Labor Compliance Program.

PASSED AND ADOPTED THIS 10th day of February, 2015.

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Gail Robinette, President  
Board of Directors

ATTEST:

APPROVED AS TO FORM:

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Monique Madrid  
District Clerk

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Timothy J. Carmel  
District Counsel