

CAMBRIA COMMUNITY SERVICES DISTRICT
BOARD OF DIRECTORS REGULAR MEETING MINUTES
THURSDAY, JULY 25, 2013, 12:30 PM

AGENDA ITEM	DISCUSSION OR ACTION										
1A. CALL TO ORDER	Vice President Bahringer called the regular meeting to order at 12:35 PM.										
1B. PLEDGE OF ALLEGIANCE	Vice President Bahringer led the pledge of allegiance and established quorum with President Thompson having an excused absence.										
1C. ESTABLISHMENT OF QUORUM	<table style="width: 100%; border: none;"> <tr> <td style="width: 70%;">President Thompson</td> <td style="text-align: right;">Absent</td> </tr> <tr> <td>Vice President Bahringer</td> <td style="text-align: right;">Present</td> </tr> <tr> <td>Director Clift</td> <td style="text-align: right;">Present</td> </tr> <tr> <td>Director Rice</td> <td style="text-align: right;">Present</td> </tr> <tr> <td>Director Robinette</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 and District Clerk Kathy Choate.</p>	President Thompson	Absent	Vice President Bahringer	Present	Director Clift	Present	Director Rice	Present	Director Robinette	Present
President Thompson	Absent										
Vice President Bahringer	Present										
Director Clift	Present										
Director Rice	Present										
Director Robinette	Present										
1D. REPORT FROM CLOSED SESSION	Counsel reported the items from last meeting were continued to this meeting, so no closed session to report.										
2. SPECIAL REPORTS											
A. Sheriff's Department Report	No report										
B. Fire Department Report	Chief Miller highlighted Fire Department report and reported on two fire events this month. Board discussion followed.										
3. ACKNOWLEDGEMENTS/PRESENTATIONS	Vice President Bahringer presented proclamations to Mike Griffin, President, Rotary Club of Cambria and Linda Finley, President, Rotary Club of Cambria Sunrise Centennial for the sidewalk and landscaping improvements at Veterans Memorial Building.										
4. PUBLIC COMMENT	<u>Catherine Hyde</u> , Cambria. Will speak during 8B. <u>Tina Dickason</u> , Cambria. Today's Cambrian misrepresented her regarding Prop 218. She is circulating a petition among Cambrians to declare objection to issue intent to serve letters.										
5. AGENDA REVIEW	Stands as published.										
6. MANAGER'S AND BOARD REPORTS											
A. GENERAL MANAGER'S REPORT	General Manager Gruber presented the manager's report. Board discussion followed. District Engineer Gresens provided Engineer's report and provided a well level presentation. Board discussion followed.										

	<p>Public Comment: <u>Elizabeth Bettenhausen</u>, Cambria. Commented on July 12 email regarding Consumer Confidence report, SRWQB and regional agencies, DMM, how many manholes are near the creek, staff water certifications, and connection fee study. <u>Catherine Hyde</u>, Cambria. Commented on two breaks on Brighton Lane and is interested in how much water was lost during this water break and procedure to notify effected residents. Will there be more breaks of this size? <u>Tina Dickason</u>, Cambria. Commented on Windsor and Hwy 1 man hole cleaning. Is Water and Wastewater Utilities staff to be dual certified?</p>
<p>B. MEMBER AND COMMITTEE REPORTS</p>	<p>Director Rice reported on NCAC meeting. She commented on a meeting she attended with San Simeon riparian landowners who have been meeting regarding conservation and efficient use of water serving their properties and Fish and Wildlife Permit fee required to move fish.</p> <p>Director Clift reported on Ad Hoc Shared Services meeting and issue surrounding healthcare district employees performing in Fire Department roles; may require legislative measures to get through the legal requirements and will take some time.</p> <p>Public Comment: <u>Elizabeth Bettenhausen</u>, Cambria. Is there a report from Ad Hoc Conservation Committee?</p>
<p>7. CONSENT AGENDA</p>	
<p>A. Approve expenditures for month of June 2013</p> <p>B. Approve Minutes of Board of Directors regular meeting June 27, 2013 and Special Meeting, June 21, 2013</p> <p>C. Approve the agreement for use of Fuel and Fuel Tanks by and between the Cambria Community Services District and Cambria Community Healthcare District</p> <p>D. Approve scheduling public hearing to consider approval of the Appropriation Limit for Fiscal Year 2013/2014</p> <p>E. Approve Water Department repairs relating to additional automation for the SR4 well</p> <p>F. Adopt Resolution 33-2013 approving a one-year contract extension with Crosby Company, CPA for the Professional</p>	<p>Director Clift moved to approve the consent agenda. Director Rice seconded. Motion carried. Ayes – 4, No – 0, Absent – 1 (Thompson)</p> <p>Public Comment: None</p>

Financial Auditing Services	
<p>8. HEARINGS AND APPEALS</p> <p>A. Public Hearing to adopt Resolution 30-2013 ordering abatement of public nuisance for Fire Hazard Fuel Reduction Program</p>	<p>Vice President Bahringer introduced the item and opened the public hearing. General Manager Gruber presented the staff report. Public Comment: None Vice President Bahringer closed the public hearing.</p> <p>Director Robinette moved to adopt Resolution 30-2013 ordering abatement of public nuisance for Fire Hazard Fuel Reduction Program. Director Clift seconded. Roll Call Vote: Ayes – 3, No – 1 (Rice), Absent – 1 (Thompson)</p>
<p>B. Public Hearing to consider introduction of Ordinance 03-2013 and adoption of Resolution 19-2013 amending the CCSD Municipal Code and approving Administrative Procedures and related actions to implement the Interim Issuance of Intent to Serve Letters and the revised Water Conservation and Retrofit Program</p>	<p>Vice President Bahringer opened the public hearing and submitted Cynthia Hawley written comment for the record. General Manager Gruber introduced the staff report. Assistant District Counsel presented the staff report.</p> <p>Public Comment: <u>Cynthia Hawley</u>, written comment for the record. <u>Elizabeth Bettenhausen</u>, Cambria. Commented on page 85 Section 3; who will draft admin policy and when will it be brought to the Board? Page 104 are administrative policy and procedures the same thing or two different things? What are verifiable reductions? Are the connection fees in August exclusively devoted to Buildout Reduction Program or not? Are in-lieu fees going to be spent on anything other than Conservation Program? <u>Susan Shaler</u>, Cambria. Owner of second home in Cambria; concerned with current water users access to water. Water efficiency fixtures should be graphed and verified. Predicted water usage is increasing, conservation measures, and no new water permits. Do not rush to issue new ITS letters. <u>Dennis Frahmman</u>, 5 year home owner, Cambria. Believes water is key to future of this town. Conservation Plan is well thought out and creates water saving for future water users. What is best for town as a whole? Encouraged board to continue to move forward and supports the proposed activities. <u>Jean Matulis</u>, 12 year resident, Cambria. Commented on amending muni code at this point relies heavily on Conservation Plan. Currently,</p>

Cambrians are trying to conserve for survival, not to build more houses to consume more water. Are showerheads being utilized that are being issued? Tina Dickason, Cambria. No reduction in water use despite efficiency plan put in place. Nothing in water bill regarding conservation measures. Have not supplied an alternate supply of water. Commented on rancher letters to editor July 23. Opposes intent to serve letters. Conservation is not verified.

Karen Dean, Cambria. Part time home owner since 1994, will be full time within a couple of months. How do you know how many properties left to retrofit? Have part time users been considered in the long term? If a board member has a wait list position, is it a conflict to vote on this issue?

Mary Webb, Vice President, Greenspace Cambria Land Trust. Spoke in opposition. Still in Water Code 350. RWQCB 1624 for Santa Rosa Creek required groundwater basin management plan. No monitoring plan in Cambria Pines Lodge expansion. Build out reduction program unfunded.

Conservation program no validated for water savings. Request no change to GMO.

Jeff Hellman, Cambria. Spoke in opposition to issuing intent to serve letters.

Full Board discussion followed.

Public Comment:

Tina Dickason – Commented on Growth Management Ordinance, moratorium, water conservation, and website information. Opposes issuance of intent to serve letters.

Karen Dean, Cambria. What is connection fee used for? Per Director Rice the record will reflect the follow correction. Why can't we store what were saving in case of a catastrophic event. Asked if counsel would comment on whether it is a conflict for a board member to hold a wait list position and vote on issuing intent to serve letters.

Elizabeth Bettenhausen, Cambria. Page 125, do not have to prove using green; what constitutes excessive water use? Page 121, as a community member, the procedures to her are vague.

Jean Matulis, Cambria. Commented on assumption when property passes on. Where she lives are three second homes and owners do plan to live there. Does not support building more houses with

more usage.

Nancy Anderson, Cambria. Has not seen the Conservation Plan. Does it include more than retrofit? What are the regulations in terms of watering yard and plants?

Mary Webb, VP, Greenspace. Have you met with Coastal Commission? Riparian users feel blindsided. Urged CCSD meet with agencies that will be considering approval.

Susan Shaler, San Diego. Is there a moratorium? CCSD website references it. Counsel opinion in 2011 confirmed it. Disagrees conservation is new water. Conservation has an end game. Paramount responsibility to protect existing water users. Per capita use, total water use has increased and wells are dropping.

Jeff Hellman, Cambria. Cambria economy is good. Global warming is real and is causing droughts. Cambria will have higher percentage of residents over time. Use Conservation to develop a buffer of water, not use more.

Director Robinette read the written response she received from the Fair Political Practice Commission with regard to her holding a wait list position and there being no conflict of interest. "The financial effect on Ms. Robinette's properties is indistinguishable from the effect on the public generally."

Mary Webb, Cambria. Commented on wait list and she is not intimating to anyone Director Robinette is doing something wrong.

Director Bahringer closed the public hearing.

Director Rice moved to adopt Resolution 19-2013 and waive further reading, read by title only and introduce ordinance 03-2013 with counsel reading into the record modifications to second sentence in Section III 5, on page 5 of the Administrative Policy to read "The General Manager will calculate and apply retrofits actually completed by the applicant to future retrofit requirements for the same parcel. In the event retrofit in-lieu fees were paid instead of performing retrofits, such fees shall be refunded to the applicant and related retrofit points shall

	<p>be returned to the Points Bank.” The last two sentences of Section 4.20.030(a)(5) should be deleted and replaced with the following: “Any retrofit in-lieu fees paid by the applicant shall be refunded and related retrofit points shall be returned to the points bank.” District Counsel read title of ordinance for the record, “Ordinance 03-2013 amending Chapters 4.16, 4.20 and 8.04 of the CCSD Municipal Code Relating to Water Conservation Devices, the Water Conservation and Retrofit Program, and Water and Sewer Allocation in Order to Amend the Water Conservation and Retrofit Program and Implement the Water Use Efficiency Plan and the Interim Issuance of Intent to Serve Letters. Director Clift seconded. Roll call vote. Ayes – Directors Rice, Clift, Robinette, and Acting President Bahringer. No – 0, Absent – 1 (Thompson). Motion carried.</p>
<p>9. REGULAR BUSINESS</p>	
<p>A. Discussion and consideration to appoint 2013/2014 Ad Hoc Committee to provide input for IAFF Negotiations and Dental Plan for all CCSD employee groups</p>	<p>Vice President Bahringer introduced the item. General Manager Gruber presented the staff report. Director Rice moved to appoint Director Thompson and Director Clift for an Ad Hoc IAFF Negotiation and Dental Plan for all CCSD employee groups Committee. Director Robinette seconded. Motion carried. Ayes – 4, No – 0, Absent – 1 (Thompson) Public Comment: None</p>
<p>B. Discussion and consideration for an extension of an intent to serve letter for Cambria Shores Inn, Kim Eady, applicant, APN 022.381.002</p>	<p>Vice President Bahringer introduced the item. General Manager Gruber presented the report. Board discussion followed. Public Comment: <u>Kim Eady</u>, Cambria Shores Inn. Bought property in 1999 and is working to finish his project the best he can to meet imposed conditions. Has made significant progress between 2006 – 2010 investing \$3 million. His current permit with County is good for three years. Board questions followed. Director Clift moved to approve a 24-month extension of a 6 commercial EDU Intent to Serve Letter for Kim Eady’s Cambria Shores Inn, APN 022.381.002. Rice seconded. Ayes -4, No – 0, Absent – 1 (Thompson).</p>

<p>C. Adopt Ordinance 04-2013 adding Chapter 1.06 to provide informal bidding procedures under the Uniform Public Construction Cost Accounting Act (Section 22000 et seq. of the California Public Contract Code)</p>	<p>President Bahringer introduced the item. General Manager Gruber turned the item to District Counsel for presentation. District Counsel read into record title of Ordinance 04-2013, an Ordinance of the Board of Directors of the Cambria Community Services District Adding Chapter 1.06 to Provide Informal Bidding Procedures under the Uniform Public Construction Cost Accounting Act (Section 22000 et seq. of the California Public Contract Code).</p> <p>Director Rice moved to adopt Ordinance 04-2013 by title only and waive further reading. Director Robinette second. Motion carried. Ayes – 4, No – 0, Absent – 1 (Thompson)</p>
<p>10. FUTURE AGENDA ITEM(S)</p>	<p>Board discussion regarding Standing Finance Committee and consider later in the year around October.</p>
<p>11. ADJOURN</p>	<p>Vice President Bahringer adjourned the meeting to closed session at 4:30 PM.</p>