



CAMBRIA COMMUNITY SERVICES DISTRICT

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: **Thursday, October 15, 2015, 4:00 PM, 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

**Thursday, October 15, 2015, 4:00 PM
1000 Main Street
Cambria, CA**

1. OPENING

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

2. PUBLIC COMMENT ON AGENDA ITEMS

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 prior to Board consideration of each agenda item. Public Comment on this agenda will be limited to three (3) minutes per person.

3. CONSENT AGENDA (Estimated time: 15 Minutes)

All matters on the consent calendar are to be approved by one motion. If Directors wish to discuss a consent item other than simple clarifying questions, a request for removal may be made. Such items are pulled for separate discussion and action after the consent calendar as a whole is acted upon.

- A. Consider Adoption of Resolution 33-2015 to Revise Reporting the Payment of Member Contributions to the California Public Employee's Retirement System for IAFF Local 4635 Members**

4. HEARINGS AND APPEALS (Estimated time: 15 Minutes per item)

- A. Public Hearing Regarding Adoption of Resolution 34-2015, A Resolution of Intention to Draft a Groundwater Management Plan**

5. REGULAR BUSINESS (Estimated time: 15 Minutes per item)

- A. Discussion and Consideration of Procedure to Fill the Vacancy on the CCSD Board of Directors Created by the Resignation of Muriel Clift**

6. ADJOURN

CAMBRIA COMMUNITY SERVICES DISTRICT

TO: Board of Directors
FROM: Jerry Gruber, General Manager

AGENDA NO. **3.A.**

Meeting Date: October 15, 2015 Subject: Consider Adoption of Resolution
33-2015 to Revise Reporting the
Payment of Member Contributions to the
California Public Employees' Retirement
System for IAFF Local 4635 Members

RECOMMENDATIONS:

1. Receive staff report.
2. Adopt Resolution 33-2015 revising reporting the payment of employer paid member contributions to the California Public Employees' Retirement System ("CalPERS") for IAFF Local 4635 members.

FISCAL IMPACT:

PERS member retirement contribution:

Employees will pay the full 9% member portion of the contribution by the end of the contract term as follows:

- Beginning the first full payroll period, an increase of 1.5% for a total contribution of 3.5% in year one (1).
- December 20, 2015, an increase of 2.5% for a total contribution of 6.0%.
- December 20, 2016, an increase of 3.0% for a total contribution of 9.0%.

This will result in a cost savings to the District of \$53,842.00.

DISCUSSION:

A Memorandum of Understanding (MOU) was ratified by the CCSD Board of Directors on June 25, 2015 when the Board adopted Resolution 14-2015. The MOU changed the provisions regarding the Employer Paid Member Contributions (EPMC) and requires the adoption of a Resolution.

Staff recommends the Board approve the adoption of the attached Resolution 33-2015.

Attachments: Resolution 33-2015

BOARD ACTION: Date _____ Approved: _____ Denied: _____

UNANIMOUS: ___ROBINETTE ___THOMPSON ___BAHRINGER ___ RICE



RESOLUTION 33-2015

A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE CAMBRIA COMMUNITY SERVICES DISTRICT
REPORTING THE PAYMENT OF MEMBER CONTRIBUTIONS TO THE
CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM
FOR CAMBRIA FIREFIGHTERS/IAFF LOCAL 4635

WHEREAS, the governing body of the Cambria Community Services District ("CCSD") has the authority to implement Government Code Section 20691; and

WHEREAS, per Resolution 14-2010 dated April 22, 2010, the CCSD Board of Directors approved the 78% payment of member contributions to the California Public Employees Retirement System for all Cambria Firefighters/IAFF Local 4635 in the CCSD's employ on April 22, 2010; and

WHEREAS, the governing body of the CCSD has a written labor policy or agreement which specifically provides for the normal member contributions to be paid by the employer; and

WHEREAS, effective July 1, 2015, Resolution 14-2010 shall no longer apply to the Cambria Firefighters/IAFF Local 4635; and

WHEREAS, one of the steps in the procedures to implement Government Code Section 20691 is the adoption by the governing body of the CCSD of a resolution to report said Employer Paid Member Contributions (EPMC).

NOW THEREFORE, BE IT RESOLVED, the Board of Directors of the Cambria Community Services District has identified the following conditions for the purpose of its election to pay EPMC:

1. This benefit shall consist of paying 0% of the normal member contributions as EPMC for all new hire Cambria Firefighters/IAFF Local 4635, effective April 23, 2010.
2. This benefit shall consist of the CCSD paying 5.5% of the normal member contributions as EPMC for the Cambria Firefighters/IAFF Local 4635 in the CCSD's employ on April 22, 2010, effective on June 25, 2015; and
3. This benefit shall consist of the CCSD paying 3% of the normal member contributions as EPMC for the Cambria Firefighters/IAFF Local 4635 in the CCSD's employ on April 22, 2010, effective on December 20, 2015; and
4. This benefit shall consist of the CCSD paying 0% of the normal member contributions as EPMC for the Cambria Firefighters/IAFF Local 4635 in the CCSD's employ on April 22, 2010, effective on December 20, 2016.

PASSED AND ADOPTED THIS 15th day of October, 2015.

Gail Robinette, President
Board of Directors

ATTEST:

APPROVED AS TO FORM:

Monique Madrid
District Clerk

Timothy J. Carmel
District Counsel

CAMBRIA COMMUNITY SERVICES DISTRICT

TO: Board of Directors

AGENDA NO. **4. A.**

FROM: Jerry Gruber, General Manager

Meeting Date: October 15, 2015

Subject: PUBLIC HEARING
REGARDING ADOPTION OF
RESOLUTION 34-2015, A
RESOLUTION OF INTENTION
TO DRAFT A GROUNDWATER
MANAGEMENT PLAN

RECOMMENDATIONS:

Staff recommends that the Board of Directors hold a public hearing in accordance with the requirements of Water Code Section 10753.2 regarding adoption of a Resolution of Intention to Draft a Groundwater Management Plan.

Staff recommends that the Board of Directors:

1. Open the Public Hearing;
2. Receive public testimony;
3. Close the Public Hearing;
4. Consider Resolution 34-2015, a Resolution of Intention to Draft a Groundwater Management Plan

FISCAL IMPACT:

There will be costs related to staff time needed to draft the Groundwater Management Plan. Once in place, it will satisfy a requirement of the Proposition 84 Integrated Regional Water Management (IRWM) Grant, so that funding can be processed to the District.

DISCUSSION:

At its meeting on September 24, 2015, the Board of Directors considered the issue of initiating the process for preparation and adoption of a Groundwater Management Plan (“GMP”). The CCSD has been awarded a Proposition 84 IRWM Grant (“Grant”) for the Emergency Water Supply Project and one of the Grant conditions is the adoption of a GMP that complies with the requirements of Water Code Section 10753.7.

Adoption of the GMP must comply with the statutory procedures and requirements of Water Code Sections 10753 through 10753.10. The first step is to hold a noticed public hearing in accordance with Water Code Section 10753.2(a), after which the Board can consider adopting a Resolution of Intention to Draft a Groundwater Management Plan (the “Resolution”). The item before the Board is the public hearing to consider adoption of Resolution 34-2015, a Resolution of Intention to Draft a Groundwater Management Plan. Water Code Section 10753.4(b) also requires that the District prepare a written statement

describing the manner in which interested parties may participate in developing the Groundwater Management Plan, which has been included as an exhibit to the Resolution and sets forth the process described below.

After adoption of the Resolution, a copy will be published and provided to the Department of Water Resources (“DWR”) in accordance with Water Code Section 10753.2(c), which will then post it on its website, pursuant to Water Code Section 10753.2(d). The District is also required to prepare a written statement describing the manner in which interested parties may participate in developing the GMP available to the public and DWR. A draft statement is attached.

As noted in the September 24, 2015 staff report, staff believes that a balance must be struck between swiftly preparing and adopting a GMP and facilitating the community’s involvement in same, so that the Grant conditions can be satisfied as quickly as possible while maximizing public participation in the process. Accordingly, public review and comment will be facilitated through a process similar to how environmental documents are reviewed. An initial workshop during which the public will be introduced to a draft GMP will be held on October 21, 2015 at 2:00 p.m. A public review and comment period will follow, where written comments can be provided to the District. A second workshop on the GMP will be held on October 29, 2015 at 2:00 p.m. to receive additional verbal comments and to discuss any written comments received. Board attendance at these workshops, which will be led by District Engineer Bob Gresens, will be limited to the Water Permitting Ad Hoc Committee. In addition, during this process, the draft GMP, as well as any subsequent revisions to the draft, will be posted on the CCSD website. Public input will be accepted and considered throughout the process. A Special Meeting is scheduled on November 12, at 12:30 p.m. in anticipation of the Board’s consideration to introduce an Ordinance to Adopt the Groundwater Management Plan.

As previously noted, the GMP will be adopted under Water Code Sections 10753 et seq., which since January 1, 2015 is only available for low or very low priority groundwater basins. Both the San Simeon and Santa Rosa basins are classified as very low priority basins. This is not a Groundwater Sustainability Plan, which is a process under a different statutory scheme (reference Water Code Sections 10720 et seq.) for high or medium priority groundwater basins.

Attachments: Resolution 34-2015
Exhibit A to Resolution 34-2015

BOARD ACTION: Date _____ Approved: _____ Denied: _____

UNANIMOUS: ___ ROBINETTE ___ THOMPSON ___ BAHRINGER ___ RICE

RESOLUTION NO. 34-2015
October 15, 2015

A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE CAMBRIA COMMUNITY SERVICES DISTRICT OF ITS
INTENTION TO DRAFT A GROUNDWATER MANAGEMENT PLAN
(WATER CODE SECTION 10753.2)

WHEREAS, Water Code Section 10753 et seq. provides the Cambria Community Services District with the authority to adopt a Groundwater Management Plan within its jurisdiction; and

WHEREAS, after holding a noticed public hearing in accordance with Water Code Section 10753.2(a), the Board of Directors has determined that it should initiate the process of drafting a Groundwater Management Plan.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Cambria Community Services District as follows:

1. To immediately proceed with the drafting of a Groundwater Management Plan in accordance with the provisions Water Code Sections 10753 et seq.
2. The attached Exhibit A, which is incorporated herein by reference, shall constitute the written statement required by Water Code Section 10753.4(b) describing the manner in which interested parties may participate in developing the Groundwater Management Plan.
3. In accordance with Water Code Section 10753.2(c) and (d), a copy of this Resolution shall be provided to the Department of Water Resources for posting on their website, and informed that the contact person at the CCSD for the Groundwater Management Plan is District Engineer Robert Gresens, PO Box 65, Cambria, CA 93428, (805) 927-6223.
4. The District Clerk is directed to publish this Resolution in accordance with the requirements of Water Code Section 10753.3(a), as well as to provide interested persons copies in accordance with of Water Code Section 10753.3(b).

PASSED AND ADOPTED THIS 15th day of October, 2015.

Gail Robinette, President
Board of Directors

ATTEST:

APPROVED AS TO FORM:

Monique Madrid, District Clerk

Timothy J. Carmel, District Counsel

Exhibit A to Resolution 34-2015

HOW TO PARTICIPATE IN DEVELOPING THE CAMBRIA COMMUNITY SERVICES DISTRICT'S PROPOSED GROUNDWATER MANAGEMENT PLAN

In accordance with the requirements of Water Code Section 10753.4, the following written statement describes the manner in which interested parties may participate in developing the Groundwater Management Plan.

The draft Groundwater Management Plan (GMP), as well as any subsequent revisions to the draft, will be posted on the CCSD's website (www.cambriacsd.org) and copies will be available in the office of the District Clerk.

An initial workshop will be held on October 21, 2015 at 2:00 p.m. at the Veterans Memorial Building located at 1000 Main Street, Cambria, CA, where the public will be introduced to a draft of the GMP. The public workshop will be followed by a public review and comment period, where written review comments can be provided to the District.

A second workshop on the GMP will be held on October 29, 2015 at 2:00 p.m. at the Veterans Memorial Building located at 1000 Main Street, Cambria, CA, to receive additional verbal comments and to discuss any written comments that have been submitted. Public input will be accepted and considered throughout the process.

In accordance with Water Code Section 10743.4(c), the CCSD will establish and maintain a list of persons interested in receiving notices regarding GMP preparation, meeting announcements, and availability of draft plans, maps, and other relevant documents. Any person may request, in writing, to be placed on the list of interested persons. Such written requests should be submitted to the CCSD District Clerk, PO Box 65, Cambria, CA 93428, mmadrid@cambriacsd.org.

Following the public workshops, it is anticipated that a Special Meeting will be held on November 12, 2015 at 12:30 p.m. for the Board to consider adoption of an ordinance to adopt the Groundwater Management Plan.

Questions regarding the GMP can be directed to the District Engineer, Bob Gresens, PO Box 65, Cambria, CA 93428, (805) 927-6223, bgresens@cambriacsd.org.

CAMBRIA COMMUNITY SERVICES DISTRICT

TO: Board of Directors

AGENDA NO. **5. A.**

FROM: Jerry Gruber, General Manager

Meeting Date: October 15, 2015 Subject:

DISCUSSION AND CONSIDERATION
OF PROCEDURE TO FILL THE
VACANCY ON THE CCSD BOARD OF
DIRECTORS CREATED BY THE
RESIGNATION OF MURIL CLIFT

RECOMMENDATIONS:

It is recommended that the Board of Directors discuss and consider the procedure by which the vacancy created by the resignation of former Vice President Muril Clift will be filled.

FISCAL IMPACT:

No fiscal impacts have been identified related to this agenda item.

DISCUSSION:

As the Board of Directors is aware, on September 24, 2015 Vice President Muril Clift tendered his resignation from the Board, effective as of October 1, 2015. District Counsel has advised that pursuant to Government Code § 1780(c), a vacant office may be filled either by appointment or by calling an election, as further discussed below.

The remaining District Board members may fill the vacancy by appointment. Such appointment must be made within sixty (60) days from the effective date of the vacancy (in this case the appointment must be made by November 30, 2015). A notice of the vacancy must be posted in three (3) or more conspicuous places within the District at least fifteen (15) days before an appointment is made.

Government Code § 1780(d)(3) states in pertinent part that “[i]f the vacancy occurs...in the second half of a term of office, the person appointed to fill the vacancy shall fill the balance of the unexpired term of office.” Vice President Clift was elected in November of 2012 to a four (4) year term and therefore, the person appointed will only fill the office for the balance of his unexpired term, in this case until newly elected Board members are sworn in after the November 2016 election.

In lieu of making an appointment, the remaining members of the Board may, within sixty (60) days of the effective date of the vacancy, call an election to fill the vacancy. The election shall be held on the next available election date that is one hundred thirty (130) or more days after the vacancy occurs. It should also be noted that If the vacancy is not filled by the Board, or if the Board has not called an election within sixty (60) days of the vacancy, the County Board of

Supervisors may fill the vacancy within ninety (90) days of the vacancy or the Board of Supervisors may order the District to call an election to fill the vacancy.

After consulting with President Robinette, who expressed a desire to facilitate the appointment process as much as possible, staff took the liberty of identifying dates that the Board of Directors could hold a Special Meeting to consider appointment. Staff also posted a Notice of Vacancy on October 2, 2015 in order to satisfy the statutory requirement. It has been determined that a quorum of Board Members is available to meet on October 19, 2015, at 12:30 p.m. to consider making an appointment to fill the vacancy. Pursuant to her authority under the Brown Act, President Robinette has indicated that she will call a Special Meeting on that date. Also, the Notice of Vacancy provided that applications were available for those interested in applying for the vacancy, and would be accepted until October 15, 2015 at 4:00 p.m. The application packet being used is consistent with the packets used for prior Board vacancies.

State law does not require any specific procedure when a community services district board seeks to fill a vacancy by appointment. Accordingly, it is appropriate for the Board of Directors to discuss and consider the procedure by which the vacancy created by the resignation of former Vice President Muril Clift will be filled.

BOARD ACTION: Date _____ Approved: _____ Denied: _____

UNANIMOUS: ___ ROBINETTE ___ BAHRINGER ___ THOMPSON ___ RICE

