

MENDOCINO CITY COMMUNITY SERVICES DISTRICT
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Minutes of May 30, 2017

Regular Meeting was called to order by President Schwartz at 7:00 p.m. in the business office at the Wastewater Treatment Plant. Present were Directors Kerstein, Hauck, Stubbs and Schwartz. Also present were District Superintendent Mike Kelley and Secretary Jodi Mitchell.

1. Agenda

6/24/17
President Schwartz stated that correspondence was received from Bill Kinser, Mendocino County Planner, regarding the Land Use Plan (LUP) and Implementation Plan (IP) proposed in the Mendocino Town Plan Update to be considered for adoption in Eureka on June 8, 2017. Superintendent Kelley said the documents, as presented to the District, would need a complete re-write. Although MCCSD ^{has} had exclusive groundwater management authority within its boundaries, the County and California Coastal Commission had eliminated important references to the District's authority for Groundwater Management. Since the MCCSD agenda was distributed prior to receiving the information from Mr. Kinser, President Schwartz proposed that items be added to the agenda, in accordance with the Brown Act, since the matter was urgent and there was a need for immediate action which could not wait for the next regularly scheduled meeting. Staff had no knowledge of the issue prior to posting the agenda.

MOTION Hauck/Kerstein

To add items to the agenda; New Business 7(d) – Discussion and Action on Amendments to the Mendocino Town Plan Update (LCP Amendment No. LCP-1-MEN-14-0840-1). New Business 7(e) Resolution No. 2017-252 A Resolution for Amendments to the Mendocino Town Plan Update

ROLL CALL VOTE: AYES: Directors Kerstein, Stubbs, Hauck and Schwartz

NOES: None

ABSENT: None

ABSTAIN: None

2. Approval of Minutes - April 24, 2017

MOTION Hauck/Kerstein To approve the minutes of April 24, 2017.

ROLL CALL VOTE AYES: Directors Kerstein, Hauck, and Schwartz

NOES: None

ABSENT: None

ABSTAIN: Director Stubbs

Approval of Minutes - May 8, 2017

MOTION Hauck/Kerstein To approve the minutes of May 8, 2017.

ROLL CALL VOTE AYES: Directors Kerstein, Hauck, and Schwartz

NOES: None

ABSENT: None

ABSTAIN: Director Stubbs

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3. Communications

4. Public Comment

5. Old Business

6. New Business

a. Adoption of 2017/2018 Fiscal Year Budget

The Board of Directors reviewed the proposed 2017/2018 Fiscal Year Budget at the April 24th meeting.

MOTION Kerstein/Stubbs

To approve the 2017/2018 Fiscal Year Budget.

ROLL CALL VOTE

AYES: Directors Kerstein, Stubbs, Hauck, and Schwartz

NOES: None

ABSENT: None

ABSTAIN: None

b. Discussion of LED Streetlight Conversion

In response to the agenda item regarding discussion of proposed conversion to LED Streetlighting, Gretchen and Peter Imlay submitted correspondence regarding their opposition to the excessive brightness of LED bulbs. Mrs. Imlay was present and explained that the light at the corner of Heeser and Ukiah Street and adjacent to her residence was recently replaced. She claimed the intensity of the light was remarkably brighter than the previous lamp, so she assumed it was replaced with an LED. They were concerned that would be the new standard for streetlighting in town.

Superintendent Kelley provided a power point presentation regarding the LED Streetlight Replacement. The fixtures were manufactured by CREE, and would last 20 years compared to a 5-year life for the existing lights. The LED fixtures would be full cutoff, low glare, and minimal light trespass. The LEDs were 27 and 37 Watt with a 3,000-kelvin color that gave a warm light and met dark sky requirements. The savings would be approximately \$292.86 per year. P.G. & E. would send correspondence to each property owner. Director Hauck suggested the lights should be a significant improvement over what currently existed. The Board agreed that P. G. & E. should be asked to install sample lights for both the 70 and 100 watt LED's.

MOTION Hauck/Kerstein

To authorize Superintendent Kelley to complete the form to P.G. & E requesting like for like and request shielding on all streetlights.

ROLL CALL VOTE

AYES: Directors Kerstein, Stubbs, Hauck, and Schwartz

NOES: None

ABSENT: None

ABSTAIN: None

c. SHN Engineers – Contract Amendment for Additional Work to Analyze Alternatives for the Emergency Sludge Drying Procedure and for the Completion of the Project Environment Report

To maintain the USDA Rural Development Loan/Grant application schedule, SHN prepared the Environmental Report consistent with the National Environmental Policy Act requirements and submitted it to Rural Development Staff for review and approval. At the last MCCSD meeting, concern

was raised about the use of the existing sludge drying beds during emergency repairs or maintenance of the existing mechanical sludge drying process. To address the concerns expressed at that meeting, the Board requested SHN to prepare an analysis of the alternatives to using the existing drying beds. SHN had initiated the analysis and identified potential alternatives, which they planned to present at the Special Meeting scheduled on June 22nd. The amendment to the Project budget was \$30,000, which included the cost for the unanticipated need for the Environmental Report to be submitted with the application, and for the cost for sludge drying alternatives analysis and participation in the upcoming public meeting.

Ginger Kraynek said she had talked to many people and the feeling of the community was the Board did not listen to the Community. Sam Kraynek did not understand why the dormant drying beds would be used after a generation of non-use.

Dan Potash said they were disappointed that the only options identified in the contract amendment were all related to using the drying beds, except for one which was to replace the existing belt press dewatering process with a centrifugal dewatering system, which would still require use of the drying beds. They did not see a solution offered to mitigate the community's concerns expressed at the last meeting about using the drying beds.

Director Hauck disagreed that the Board did not listen to the Community. A Special Meeting had been scheduled for the Community, as discussed at the last meeting. He indicated the Engineers would provide viable options and he suggested that the community listen to the presentation by the SHN Engineer about the project at the Special Meeting scheduled for June 22nd.

MOTION Hauck/Kerstein To accept the request from SHN Engineering for a \$30,000 budget increase and ask the Engineer to present at the special meeting, an analysis of alternatives including, but not limited to, options outlined in the SHN Contract Amendment dated 5/24/17.

ROLL CALL VOTE
AYES: Directors Kerstein, Stubbs, Hauck, and Schwartz
NOES: None
ABSENT: None
ABSTAIN: None

d. Discussion and Action on Amendments to Mendocino Town Plan Update
(LCP Amendment No. LCP-1-MEN-14-0840-1)

Superintendent Kelley provided a Memo to the Board regarding the Town Plan draft revisions for submission to County Planning. He explained that on May 24, 2017, Bill Kinser e-mailed the revisions they planned to change or add to the Town Plan and the Zoning Code. Mr. Kinser was concerned that any changes would stop the adoption of the Town Plan Update on June 8, 2017, at the Eureka California Coastal Commission (CCC) meeting. Superintendent Kelley explained the District was the exclusive local agency within its ~~respective~~ statutory boundary with the authority to manage groundwater to evaluate the adequacy of groundwater resources, and to regulate groundwater extraction. Further, the Land Use Plan Proof of Water and the Implementation Plan Proof of Water drafts conflicted with District's regulations and procedures for evaluating the adequacy of groundwater resources. The County and the CCC had eliminated important references to the District authority by giving County Health the authority in the documents, and overlaid Mendocino County Proof of Water regulations for which they had no authority.

6/26/17

Any objection to the implementation Plan or Land Use Plan should be approved by a Resolution of the MCCSD Board.

e. Resolution No. 2017-252

Resolution No. 2017-252 was read, a Resolution of the MCCSD Recommendations for Amendments to the Mendocino Town Plan Update.

A correction was made, in Paragraph 6, to add the word oppose: that the Board of Directors of the District object **and oppose** to the existing and proposed language.

MOTION Hauck/Stubbs

To adopt Resolution 2017-252, as amended.

ROLL CALL VOTE

AYES: Directors Kerstein, Stubbs, Hauck, and Schwartz

NOES: None

ABSENT: None

ABSTAIN: None

7. Groundwater Management

a. Monthly Groundwater Management Report

Since October 1, 2016, Mendocino had received 56.49 inches of rain. This is 140.1% of the 40.33 inches of average total annual rainfall for Mendocino. Through mid-May, there was one rain-day with 0.45 inches of precipitation. Normal rainfall for May was 1.43 inches.

The District would continue the No Water Shortage condition to at least January 31, 2018.

The DTW measurements in the District's 24 monitoring wells were logged on May 19, 2017. The average DTW in the aquifer in May was 13.13 feet and in April it was 10.33 feet. It appeared Mendocino was not in the annual dry season water table decline, but there was adequate rainfall and aquifer recharge to keep the District in a No Water Shortage condition until January 31, 2018.

8. Attorney's Report

9. District Superintendent's Report

Operators performed routine repair and maintenance at the plant in May. Plant effluent flows were averaging about 0.07 MGD.

There were no MCCSD sanitary sewer overflows in April 2017.

The following projects were completed in May:

Annual Aerzen Blower service, annual Hach equipment service, belt replacement on sludge belt press, replaced service truck brakes, repaired Bobcat tractor fuel system, rebuilt bar screen compactor and replaced auger gear-drive and motor, and checked collection system "Hot Spots".

The Safety Officer conducted the monthly safety inspection of the plant on May 18th, and the safety meeting was on electrical safety.

10. Committee Updates

11. District Secretary's Report

a. Monthly Report of Cash Disbursements

MOTION Stubbs/Kerstein

To approve the disbursements of \$58,701.30, as recorded with checks #13364-#13403.

ROLL CALL VOTE

AYES: Directors Kerstein, Stubbs, Hauck, and Schwartz
NOES: None
ABSENT: None
ABSTAIN: None

b. Update on Delinquent Sewer Accounts and Certificate of Liens

The Board of Directors reviewed the update on delinquent sewer accounts and certificate of liens.

12. Matters from Board Members

a. MCCSD Board of Director Vacancy

President Schwartz announced the District had a vacancy on the Board of Directors, and encouraged the Board members to help find a replacement. The Notice of Vacancy was posted in the Mendocino Beacon. The Board had 60 days from the date of vacancy to make an appointment to the vacancy. An appointment to fill the existing vacancy must be made at the June meeting, and if no appointment was made by the MCCSD Board, the Board of Supervisors would have 30 days to make an appointment. If the vacancy was not filled, there would be no provision to fill the vacancy prior to the upcoming election in November.

Director Hauck indicated he may go to the Coastal Commission meeting in Eureka on June 8th. Since the Board unanimously opposed the amendments and urged the commission by Resolution to vote against those items, he offered to act as the representative for the MCCSD Board.

MOTION Stubbs/Kerstein To authorize Director Hauck to act as the MCCSD Board representative at the June 8th Coastal Commission meeting to oppose the LCP amendment.

ROLL CALL VOTE

AYES: Directors Kerstein, Stubbs, Hauck, and Schwartz
NOES: None
ABSENT: None
ABSTAIN: None

The meeting adjourned at 9:00 p.m.

Respectfully submitted,



Jodi Mitchell, District Secretary