

MENDOCINO CITY COMMUNITY SERVICES DISTRICT

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Per California Governor Gavin Newsom's Executive Orders N-25-20 and N-29-20, the meeting is being held via teleconference.

MENDOCINO CITY COMMUNITY SERVICES DISTRICT SPECIAL BOARD MEETING

ACTION MINUTES – May 11, 2020

**BEFORE THE BOARD OF DIRECTORS
FAIR STATEMENT OF PROCEEDINGS
(PURSUANT TO CALIFORNIA COMMUNITY SERVICES DISTRICT LAW
Government Code §61000)**

AGENDA ITEM NO. 1 – CALL TO ORDER – OPEN SESSION 5:01 p.m.

Present: Directors Otto Rice, Jean Arnold and James Sullivan. Vice President Hauck presiding.

Staff Present: Mr. Ryan Rhoades, District Superintendent; Mr. Michael Kelley, District Superintendent; Ms. Jeannee Christ, District Secretary.

Legal Counsel Present: James Jackson, Attorney.

AGENDA ITEM NO. 2. - APPROVAL OF AGENDA

Presenter/s: Vice President Hauck

Public Comment: None

Board Action: Upon motion by Director Arnold, seconded by Director Sullivan, IT IS ORDERED that the Agenda for May 11, 2020, is approved as follows. The motion carried by the following vote:

Aye: 3 - Vice President Hauck, Director Arnold, and Director Sullivan.

No: 1 – Director Rice

Absent: 0 - None

AGENDA ITEM NO. 3 – COMMUNICATIONS

Presenter/s: Ms. Barbara Reed and Vice President Hauck. District Secretary Christ read two letters, one from Mr. James B. Miller dated May 6, 2020, and one from Jim and Donna Miller, dated May 7, 2020. District Superintendent Rhoades read a letter from Mr. Paul Clark dated May 4, 2020, which included attachments which were not read.

AGENDA ITEM NO. 4 – PUBLIC COMMENT – Non-agenda items

Presenter/s: Vice President Hauck.

Public Comment: Mr. Tony Graham.

AGENDA ITEM NO. 5 – NEW BUSINESS

ORDINANCE 2020-01

INTRODUCTION OF GROUNDWATER EXTRACTION PERMIT ORDINANCE, THE PROPOSED ORDINANCE MANAGES GROUNDWATER BY ISSUING EXTRACTION PERMITS TO DEVELOPED PARCELS WITHIN THE DISTRICT'S BOUNDARIES. ORDINANCE WOULD REQUIRE EACH DEVELOPED PARCEL TO BE ISSUED AN APPROVED ALLOTMENT OF GROUNDWATER.

5A1) WAIVE THE READING OF GROUNDWATER EXTRACTION PERMIT ORDINANCE NO. 2020-01.

Presenter/s: District Superintendent Rhoades.

Public Comment: Mr. Steve Gomes and Ms. Barbara Reed.

Board Comment: None

Board Action: Upon motion by Director Arnold, seconded by Director Sullivan, IT IS ORDERED to waive the reading of Groundwater Extraction Permit Ordinance No. 2020-01. The motion carried by the following vote:

Aye: 4 - Vice President Hauck, Director Rice, Director Arnold, and Director Sullivan.

No: 0 – None

Absent: 0 – None

5A2) INTRODUCTION OF GROUNDWATER EXTRACTION PERMIT ORDINANCE NO. 2020-01.

Presenter/s: District Superintendent Rhoades.

Public Comment: Attorney Colin Morrow, Mr. Steven Gomes, Ms. Barbara Reed, and Attorney James Jackson.

Board Comment: Director Rice, Vice President Hauck, and Director Arnold.

Board Action: Upon motion by Director Arnold, seconded by Director Sullivan, IT IS ORDERED to Introduce Groundwater Extraction Permit Ordinance No. 2020-01. The motion carried by the following vote:

Aye: 3 - Vice President Hauck, Director Arnold, and Director Sullivan.

No: 1 – Director Rice.

Absent: 0 – None.

Enactment No: Resolution 2020-269

RESOLUTION 2020-269

DISCUSSION AND POSSIBLE ACTION TO ADOPT A WATER SHORTAGE CONTINGENCY PLAN BY RESOLUTION NO. 2020-269 – THE PURPOSE OF THE PLAN IS TO PROVIDE A STRATEGY FOR DECLARING A WATER SHORTAGE THROUGH FOUR (4) STAGES OF ALERT AND ACTION, AND TO REQUIRE APPROPRIATE CONSERVATION MEASURES AND RESPONSE ACTIONS FOR EACH WATER SHORTAGE STAGE TO PROTECT AND TO HELP EXTEND THE WATER RESOURCES OF THE DISTRICT.

5B) APPROVAL TO ADOPT A WATER SHORTAGE CONTINGENCY PLAN BY RESOLUTION NO. 2020-269.

Presenter/s: District Superintendent Rhoades.

Public Comment: Attorney Colin Morrow, Mr. Tom Tetzlaff, and Mr. Charles Wood.

Board Comment: Director Rice.

Board Action: Upon motion by Director Arnold, seconded by Director Sullivan, IT IS APPROVED. The motion carried by the following vote:

Aye: 3 - Vice President Hauck, Director Arnold, and Director Sullivan.

No: 1 – Director Rice.

Absent: 0 – None

ORDINANCE 2020-02

INTRODUCTION AND WAIVE THE READING OF WATER SHORTAGE CONTINGENCY PLAN ORDINANCE NO. 2020-02 – THE PROPOSED ORDINANCE PROVIDES THE AUTHORITY TO DECLARE A WATER SHORTAGE THROUGH FOUR (4) STAGES OF ALERT AND ACTION, AND TO REQUIRE APPROPRIATE CONSERVATION MEASURES AND RESPONSE ACTION FOR EACH WATER SHORTAGE STAGE TO PROTECT THE GROUNDWATER RESOURCES OF THE DISTRICT.

5c1) WAIVE THE READING OF WATER SHORTAGE CONTINGENCY PLAN ORDINANCE NO. 2020-02.

Presenter/s: District Superintendent Rhoades.

Public Comment: None.

Board Comment: None.

Board Action: Upon motion by Director Sullivan, seconded by Director Arnold, IT IS APPROVED to waive the reading of the Water Shortage Contingency Plan Ordinance No. 2020-02. The motion carried by the following vote:

Aye: 4 – Vice President Hauck, Director Rice, Director Arnold, and Director Sullivan.

No: 0 – None

Absent: 0 – None

5c2) INTRODUCTION OF WATER SHORTAGE CONTINGENCY PLAN ORDINANCE NO. 2020-02

Presenter/s: District Superintendent Rhoades.

Public Comment: Mr. Tom Tetzlaff.

Board Comment: Director Rice, Director Arnold, and Vice President Hauck.

Board Action: Upon motion by Director Arnold, seconded by Director Sullivan, IT IS APPROVED to Introduce Water Shortage Contingency Plan Ordinance 2020-02. The motion carried by the following vote:

Aye: 3 - Vice President Hauck, Director Arnold, and Director Sullivan.

No: 1 – Director Rice.

Absent: 0 – None

AGENDA ITEM NO. 6 – OLD BUSINESS – DISCUSSION AND POSSIBLE ACTION ON SEWER BILL PAYMENT DEFERRAL DURING COVID-19.

Presenter/s: Director Rice.

Public Comment: None.

Board Comment: Director Arnold, Director Sullivan and Vice President Hauck.

Board Action: None. Item to be continued on future agendas.

7A) ELECTION OF OFFICERS BY EMAIL VOTE TO SUPERINTENDENT.

Presenter/s: Vice President Hauck.

Public Comment: None.

Board Comment: The following Board Members expressed an interest in the President vacancy: Vice President Hauck and Director Rice. Director Sullivan expressed an interest in the Vice President position.

Board Action: The Board Members submitted their votes via email balloting to: mccsd@mcn.org. The votes were tallied by Superintendent Rhoades.

For the President vacancy, there were three (3) votes for Vice President Hauck and one (1) vote for Director Rice.

For the Vice President vacancy, there were two (2) votes for Director Sullivan.

Harold Hauck was declared President

James Sullivan was declared Vice President

7b) STANDING COMMITTEE APPOINTMENTS BY NEW PRESIDENT.

President Hauck appointed the following Directors to MCCSD committees which will remain in effect for the remainder of the year:

STANDING COMMITTEES:

- Plant Operations-----Harold Hauck and Jim Sullivan
- Finance-----Harold Hauck and Jim Sullivan
- Personnel & Management----- Harold Hauck and Jean Arnold
- Street Lighting----- Otto Rice and Jean Arnold
- Safety----- Otto Rice and Jean Arnold
- Ground Water Management----- Otto Rice and Jim Sullivan

AGENDA ITEM NO. 8 – MATTERS FROM BOARD MEMBERS

Board Comment: Director Rice. President Hauck.

Next Special Board Meeting is scheduled for 5:00 p.m. on May 18, 2020.

President Hauck announced that tonight was District Superintendent Mike Kelley’s last official Board Meeting. He wished him a wonderful retirement and thanked him for his many years of service. He was the District Superintendent from 1999 – 2011 and again from 2014 through 2020, for a total of 18 years.

AGENDA ITEM NO. 9 – ADJOURNMENT

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT ADJOURNED THE SPECIAL BOARD MEETING AT 6:42 P.M.

Respectfully submitted,



Ryan Rhoades

District Superintendent

NOTICE: PUBLISHED MINUTES OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT MEETINGS

- *Effective May 11, 2020, the Board of Directors’ minutes will be produced in “action only” format*
- *Minutes are considered draft until adopted/approved by the Board of Directors*
- *Please reference the District’s website to obtain additional resource information for the Board of Directors: www.mccsd.com.*

Thank you for your interest in the proceedings of the Mendocino City Community Services District

Board of Directors