

**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 – June 29, 2020**

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

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**AGENDA ITEM NO. 1 – CALL TO ORDER – OPEN SESSION 10:01 a.m.**

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

Staff Present: Mr. Ryan Rhoades, District Superintendent.

Legal Counsel Present: James Jackson; Attorney, Rick Bolanos; Attorney.

**AGENDA ITEM NO. 2. - APPROVAL OF AGENDA**

**Presenter/s:** President Hauck

**Action:** No proposed changes or corrections

**AGENDA ITEM NO. 3 – ADJOURNMENT TO CLOSE SESSION**

Motion by Arnold to adjourn to closed session. Second Sullivan. Arnold Aye, Rice, Aye, Sullivan Aye, Hauck Aye.

4-0 in favor to adjourn to closed session.

**Presenter/s:** Rick Bolanos and Jim Jackson

**3a) Conference with Legal Counsel Pursuant to Government Code Section 54956.9 (b) Anticipated litigation – (one potential case)**

**3b) Conference with Legal Counsel Pursuant to Government Code Section 94956.95: Licon VS. MCCSD**

**3c) Recess until 5:00 p.m.**

**Confidential Closed Session Minutes: Pages 2-3**

**AGENDA ITEM NO. 4 – RETURN FROM RECESS 5:00 P.M. CONTINUE REGULAR MONTHLY MEETING**

**Presenter/s:** President Hauck

**4a)** President Hauck called the meeting back to order at 5:00 p.m.

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

Staff Present: Mr. Ryan Rhoades, District Superintendent.

Legal Counsel Present: James Jackson, Attorney.

**AGENDA ITEM NO. 5 – REPORT OUT OF CLOSED SESSION**

**Presenter/s:** President Hauck

**Public Comment:** None

**Board Comment:** Regarding item 3a) President Hauck reported that the Board got a report from our attorneys regarding anticipated litigation. Board gave direction to Counsel.

Regarding item 3b) President Hauck reported that the Board voted to deny the claim of Licon vs MCCSD.

Regarding item 3c) President Hauck report that the Board voted to recess closed session until 5:00 p.m.

**AGENDA ITEM NO. 6 – CONSENT AGENDA**

Approval of Minutes

- a) March 30, 2020 (Regular Meeting Minutes)
- b) April 16, 2020 (Special Meeting - Public Hearing Minutes)
- c) April 27, 2020 (Regular Meeting - Public Hearing Minutes)
- d) May 11, 2020 (Special Meeting Minutes)
- e) May 18, 2020 (Special Meeting Minutes)
- f) May 26, 2020 (Regular Meeting Minutes)
- g) May 26, 2020 (Closed Session Meeting Minutes)

**Presenter/s:** President Hauck

President Hauck requested that items 5a, b, & c, be moved to item 7 for discussion.

**Public Comment:** None

**Board Comment:** Hauck and Arnold

**Board Action:** Motion by Vice President Sullivan, Seconded by Director Rice to approved Consent Agenda Items 5d, 5e, 5f, and 5g.

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

**No:** 0 – None

Absent: 0 – None

**7) DISCUSSION AND POSSIBLE ACTION REGARDING ANY CONSENT AGENDA ITEMS NEEDING SEPARATE ACTION.**

**7a) Minutes of March 30, 2020 (Regular Meeting Minutes)**

**Presenter/s:** President Hauck, mentioned he did not need to remove this item from the consent agenda

**Public Comment:** None.

**Board Comment:** None.

**Board Action:** Motion Director Arnold, seconded Vice President Sullivan to approve March 30, 2020, Meeting Minutes.

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

No: 0 – None

Absent: 0 – None

**7b) Minutes of April 16, 2020 (Special Meeting - Public Hearing Minutes)**

**Presenter/s:** Director Arnold

**Public Comment:** None.

**Board Comment:** Arnold and Hauck

**Board Action:** Motion Director Arnold, seconded Vice President Sullivan to approve Meeting Minutes from April 16, 2020, as amended.

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

No: 0 – None

Absent: 0 – None

**7c) Minutes of April 27, 2020 (Regular Meeting - Public Hearing for Protest Vote Minutes)**

**Presenter/s:** Director Arnold

**Public Comment:** None.

**Board Comment:**

**Board Action:** Motion Director Arnold, seconded Vice President Sullivan, to approve Meeting Minutes from April 27, 2020, as amended.

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

No: 0 – None

Absent: 0 – None

**8) COMMUNICATIONS.**

**Presenter/s:** Superintendent Rhoades mentioned receiving letters of interest in the 7-11 Public Input committee that have been shared with Board members.

**9) PUBLIC COMMENT: Non agenda items.**

None

**10) DISTRICT SUPERINTENDENT'S REPORT.**

**Presenter/s:** Superintendent Rhoades

**Public Comment:** Michelle Blackwell

**Board Comment:** Hauck

**Action:** None

**11) GROUNDWATER MANAGEMENT REPORT.**

**Presenter/s:** Superintendent Rhoades

**Public Comment:** Michelle Blackwell

**Board Comment:** Hauck, Rice, Arnold, Sullivan

**Action:** None

**12) NEW BUSINESS.**

**12a) Discussion and Possible Action to adopt Resolution No. 2020-271 Resolution of the Mendocino City Community Services District to Declare a Stage 4 Water Shortage Emergency Condition.**

**Presenter/s:** Superintendent Rhoades

**Public Comment:** None

**Board Comment:** Hauck, Rice, Sullivan, Arnold

**Board Action:** Motion Director Arnold, seconded Director Rice to adopt Resolution 2020-271 Resolution of the Mendocino City Community Services District to Declare a Stage 4 Water Shortage Emergency Condition.

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

**No:** 0 – None

**Absent:** 0 – None

**12b) Discussion and Possible Action to adopt Resolution No. 2020-272 Resolution of the Mendocino City Community Services District to Declare a Temporary Moratorium on issuance of Groundwater Extraction Permits for new uses or changes in use, aquifer pump tests, or drilling new water wells.**

**Presenter/s:** Superintendent Rhoades

**Public Comment:** Michelle Blackwell

**Board Comment:** Director Rice and Director Arnold

**Board Action:** Motion Director Arnold, seconded Vice President Sullivan to adopt Resolution 2020-272 Resolution of the Mendocino City Community Services District to Declare a Temporary Moratorium on issuance of Groundwater Extraction Permits for new uses or changes in use, aquifer pump tests, or drilling new water wells.

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

No: 0 – None

Absent: 0 – None

**12c) Introduction of Ordinance No. 2020-03 Ordinance of the Mendocino City Community Services District to set Fees and Charges for the Fiscal Year 2020-2021 and Thereafter Unless and Until Subsequently Revised or Changed.**

**Presenter/s:** Superintendent Rhoades

**Public Comment:** None

**Board Comment:** None

**Board Action:** Motion Director Arnold, seconded Vice President Sullivan to Introduce Ordinance No. 2020-03 Ordinance of the Mendocino City Community Services District to set Fees and Charges for the Fiscal Year 2020-2021 and Thereafter Unless and Until Subsequently Revised or Changed.

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

No: 0 – None

Absent: 0 – None

**12d) Discussion and Possible Action to adopt Resolution No. 2020-273 Resolution of the Mendocino City Community Services District Adopting Procedures for the Groundwater Extraction Advisory Committee.**

**Presenter/s:** Superintendent Rhoades

**Public Comment:** None

**Board Comment:** Hauck, Rice, Sullivan, and Arnold

**Board Action:** Motion Vice President Sullivan, seconded Director Rice to adopt Resolution 2020-273 Resolution of the Mendocino City Community Services District Adopting Procedures for the Groundwater Extraction Advisory Committee.

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

No: 0 – None

Absent: 0 – None

**12e) Discussion and Possible Action on Hiring a Bookkeeping Firm for the 2020-2021 Fiscal year.**

**Presenter/s:** Superintendent Rhoades

**Public Comment:** Michelle Blackwell

**Board Comment:** Hauck, Rice, Sullivan, and Arnold

**Board Action:** Motion Director Arnold, seconded Director Rice to accept the Proposal for Services and Hire Bookkeeping Firm KMC for the 2020-2012 Fiscal Year.

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

No: 0 – None

Absent: 0 – None

**13) OLD BUSINESS.**

**13a) Discussion and Possible Action to adopt the 2020-2021 MCCSD Budget**

**Presenter/s:** Superintendent Rhoades

**Public Comment:** None

**Board Comment:** Hauck

**Board Action:** Motion Director Arnold, seconded Vice President Sullivan to adopt the MCCSD 2020-2021 Budget as introduced at the May 26, 2020 Board of Directors Regular Meeting.

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

No: 0 – None

Absent: 0 – None

**13b) Discussion and Possible Action on Sewer Bill Payment Deferral During COVID-19**

**Presenter/s:** President Hauck and Superintendent Rhoades

**Public Comment:** None

**Board Comment:** Rice, Hauck, and Arnold

**Board Action:** None

**14) COMMITTEE UPDATES.**

None

**15) MATTERS FROM BOARD MEMBERS.**

**Presenter/s:** Director Rice, asked the Board where the rule requiring Board Members to be registered voters in the District came from?

**Public Comment:** None

**Board Comment:** Hauck, Rice, Sullivan, and Arnold,

**Board Action:** No action was taken, but Directors, Arnold, Sullivan, and Hauck expressed no interest in changing the rule.

**16) ADJOURNMENT.**

**Presenter/s:** President Hauck

**Public Comment:** None

**Board Comment:** None

**Board Action:** Motion Director Arnold, seconded Vice President Sullivan to adjourn the meeting.

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

**No:** 0 – None

**Absent:** 0 – None

**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](http://www.mccsd.com).*

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

*Board of Directors*

**STANDING COMMITTEES:**

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

Respectfully submitted,



Ryan Rhoades

District Superintendent