

MENDOCINO CITY COMMUNITY SERVICES DISTRICT

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Minutes of June 28, 2010

Regular meeting was called to order at 7:00 p.m. in the business office at the Wastewater Treatment Plant. Present were Directors Kraynek, Waldman, Schwartz and O'Brien. Also present were Steve Acker and Jodi Mitchell. Superintendent Kelley was on vacation.

1. Minutes of May, 2010

Correction: Page 1 Motion to Correction of April 26 meeting. It was Director Kraynek who seconded the motion to accept the minutes, not Director Waldman.

Page 2, Section c, last sentence should read.....represented 110% of the ~~annual~~ average rainfall.

Page 3, Section d, Line 10 typographical error: ~~budgeted~~ budgeted reduction

Page 3 Section d, Paragraph 2, Line 4, should read: Mike should ask Steve to attend the June meeting.

MOTION Schwartz/Waldman: To accept the minutes of May 24, 2010 as corrected.

ROLL CALL VOTE: AYES: Directors Kraynek, Schwartz and O'Brien.

NOES: None

ABSTAIN: Director Waldman

2. Communications

Catherine Stone, Mendocino Unified School District, was informed of the District's new National Pollutant Discharge Elimination System (NPDES) permit and the new recycled water discharge limit for nitrates. On July 18, 2010, the new NPDES discharge permit would go into effect. Steve Acker informed the Board that he had been manipulating ideas and trying different solutions to achieve the 10 mg/L limitation. Staff had been testing for nitrates for the past two months, and the nitrate levels had only been below 10 mg/L twice. The plant was not designed to denitrify the effluent. Since the District was not able to lower the nitrates below 10 mg/L, recycled water would not be transferred to the high school irrigation system after July 18, 2010, when the new permit was put into place. The District would continue to make efforts to locate and resolve the dioxin problem.

Correspondence was sent to Mr. Dave Goble, Director of Public Works with the City of Fort Bragg, thanking him for the 1973 Flexible high pressure sewer jetter. The City of Fort Bragg donated the vehicle to the District for \$1.00. The addition of the equipment would give MCCSD the capability to clear blockages and prevent future sewer system overflows in the larger main lines. Mike Cimolino, Superintendent of the Public Works Department was also thanked for taking the time to train MCCSD staff on the operation of the jetter.

Tomas Dertner informed MCCSD that the Kemgas representative advised them regarding moving their gas tank. They said the tank was full now and they would have to wait for a month or two.

The District received a Certificate of Appreciation from the Mendocino County Office of Education in recognition of MCCSD's belief in Workability I and commitment to providing training sites for participating students.

3. Public Comment

4. Groundwater Management

a. Groundwater Management Report

The June Groundwater Management Report was presented. On June 30, 2008, the Board of Directors declared a Stage 2 Water Shortage. Property owners were asked to voluntarily reduce their water use by 15% to help mitigate the expected water shortfall. The Stage 2 drought was extended into 2009. The drought stage was increased to a Stage 2 from 2008 to a Stage 3 Water Shortage on February 6, 2009, and called for a mandatory 20% reduction in water usage. At the end of May 2009, the drought

stage was lowered to Stage 2. The water shortage was re-evaluated on December 31, and the Water Shortage Contingency Plan recommended continuation of the Stage 2 Water Shortage into 2010, based on depth-to-water measurements taken in 5 key drought monitoring wells. A Resolution to declare the end of the Stage 2 and a No Water shortage condition was adopted on April 26, 2010.

Total rainfall in 2010 was 46.59 inches. Groundwater conditions had improved in the aquifer, and average depth-to-water measurements taken on June 11 were at their highest level for the past eight years. Annual Average Rainfall was 40.25 inches, and 116% of annual rainfall.

Mike Maley with Kennedy Jenks was available for the 2009 Groundwater Model Update in July. If possible, he would like to make his presentation on July 15, 2010. The Board concurred to place this issue in abeyance for at least 2-months, possibly into September.

At the April 29, 2010 RWQCB meeting, Mr. Tomas Dertner complained to the Board that MCCSD contaminated his well in August 2009, while making emergency repairs to the clarifier. At the June 10th Regional Water Quality Control Board meeting in Santa Rosa, Superintendent Kelley was informed by Charles Reed that he was sending an order requiring MCCSD to prepare a technical report. The report would investigate Mr. Dertner's allegation that MCCSD contaminated up to three wells as a result of the temporary storage of wastewater in the emergency overflow pond. MCCSD would be required to prove that it had not violated its NPDES permit, which prohibits degradation of groundwater quality. Superintendent Kelley recommended discontinuation of any further work on the lift station improvements, replacement of the emergency generator at the treatment plant, installation of updated control systems at the treatment plant, or additional preventive maintenance to the ocean outfall due to the anticipated cost for professional hydrological services for preparation of the technical report, the cost of possibly lining the overflow pond, and potential future litigation. Director O'Brien thought the District needed to pursue completion of the lift station improvements, since at this time, it was a hazardous situation.

5. Old Business

a. Adoption of 2010 2011 Fiscal Year Budget

A change was made to the District's 2010/2011 Fiscal Year Budget Draft as introduced by the Budget Committee at the last meeting. Effective July 1, 2010 the District's Liability Insurance increased from \$9,281 to \$10,022 and Worker's Compensation Insurance increased from \$6,800 to \$7,590. Adjustments were made to specific line items in the budget to reflect the increased insurance expense. Safety supply and equipment was decreased from \$2,000 to \$1,000 and Training/Education decreased from \$1,000 to \$500, leaving a net income of \$56.

MOTION Schwartz/Kraynek: To adopt the Fiscal Year budget for 2010/2011, as discussed.

ROLL CALL VOTE: AYES: Directors Kraynek, Waldman, Schwartz and O'Brien
NOES: None
ABSENT: None

6. New Business

a. Resolution No. 217 – A Resolution of the MCCSD Approving the Sewer System Management Plan, Development Plan and Schedule, and Sewer System Management Plan Goals and Organization

The State Water Resources Control Board adopted General Waste Discharge Requirements for all publicly-owned sewer collection systems in California with more than one mile of sewer pipe. The Discharge requirements required the development of a Sewer System Management Plan to reduce the occurrence of Sanitary System Overflows. The District drafted eleven elements in accordance with the requirements, and the Waste Discharge Requirements require the Final Plan to be considered at a public hearing and approved by Resolution.

MOTION Schwartz/Waldman: To waive the reading of Resolution No. 217 Approving the Sewer System Management Plan, Development Plan and Schedule, and Sewer System Management Plan Goals and Organization.

ROLL CALL VOTE: AYES: Directors Kraynek, Waldman, Schwartz and O'Brien
NOES: None ABSENT: None

MOTION Schwartz/Kraynek: To adopt Resolution No. 217.

ROLL CALL VOTE: AYES: Directors Kraynek, Waldman, Schwartz and O'Brien

NOES: None

ABSENT: None

7. Attorney's Report

8. District Superintendent's Report

a. Monthly Report

During the month of June, the treatment plant operated normally. Plant personnel performed routine plant maintenance and equipment repair.

136,924 gallons of recycled water was transferred to the Mendocino High School during the month of May 2010.

TLC Construction obtained the building permit for the new lift station building from the Department of Planning and Building. TCL completed the new building slab work in June 2010. Director O'Brien noted that he did not want to see the Heeser Drive Lift Station project put in abeyance due to additional expenses for a water study and pond liner that may be required by the State. He wanted to see completion of the building because he thought there was a safety issue. The Board concurred that the District had no intention of putting in a pond liner or performing an additional study unless they were directed to do so by the State Water Resources Control Board.

The Board asked Staff to investigate ideas to protect the new/old Jetter truck from the elements and follow up on preliminary answer to sagging pavement on Main Street and other locations.

9. Committee Updates

10. District Secretary's Report

a. Monthly Register of Cash Disbursements

MOTION Schwartz/Kraynek: To approve Cash Disbursements for checks #9563 through #9617.

ROLL CALL VOTE: AYES: Directors Kraynek, Waldman, Schwartz and O'Brien

NOES: None

ABSENT: None

b. Update on Delinquent Sewer Charges and Certificate of Liens

After a commercial account was 3-months delinquent or a residential account was 3-quarters delinquent, a Notice of Intent to record a lien for nonpayment of fees and charges would be mailed to a property owner by the Secretary not less than 10 days prior to recording the lien. The Attorney would be notified of the delinquency. No Notices of Intent to record a lien were sent for June.

The Board was updated on pending Certificate of Liens.

The Board asked why Elena Savitcheva's property was re-connected without full payment in advance. Jodi explained that Elena came to the office shortly after the disconnection was made, and asked if the District could re-connect the property, so she and her son could stay there. She paid \$4,000 in cash, leaving a balance of \$676.76. The remaining balance represented two quarters of sewer service, and additional charges for #2 violations which required staff to read the meter, and the penalty on the water overage charge. Jodi will review the charges, but thought that the existing balance may not be considered delinquent in terms of a lien, because all charges are currently billed out at 101 days. An ordinance may be required to change the penalty date for 30 days for all charges not related to sewer service.

The meeting adjourned.

Respectfully submitted,

Jodi Mitchell
District Secretary