SAN MIGUEL COMMUNITY SERVICES DISTRICT

BOARD OF DIRECTORS

October 26, 2017 SPECIAL MEETING MINUTES

MEETING HELD AT DISTRICT OFFICES

1150 MISSION STREET

SAN MIGUEL, CA 93451

1. Meeting Called to Order by President Green – 6:30 p.m.
2. Pledge of Allegiance lead by Vic President Reuck.
3. Roll Call: Directors Present: Buckman, Green, Reuck.

Director Parent Absent do to work schedule

Director Kalvans arrived at 7:14 P.M.

District Staff in attendance: Rob Roberson, Tamara Parent, Kelly Dodds, Paola Freeman and District General Counsel Schweikert,

1. Adoption of Special Meeting Agenda:

Motion by Director Buckman to adopt Special Meeting Agenda as presented.

Seconded by Director Reuck Motion was approved by vote of 3 AYES and 0 NOES and 2 ABSENT

1. **Public Comment and Communications (for items not on the agenda):**

No public comment.

1. **ADJOURN TO CLOSED SESSION:**

Closed Session convened at 6:33 p.m.

1. **CLOSED SESSION AGENDA:**
2. **CONFERENCE WITH DISTRICT GENERAL COUNSEL –  Existing Litigation** Pursuant to Government Code Section 54956.9 (d)(1) Case: *Steinbeck v. City of Paso Robles, Santa Clara County Superior Court Case No. 1-14-CV-265039 and* Case: *Eidemiller v. City of Paso Robles, Santa Clara County Superior Court Case No. 1-14-CV-269212*
3. **CONFERENCE WITH DISTRICT GENERAL COUNSEL-ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to paragraph (2) subdivision (d) of Section 54956.9: (1 case)

1. **RECONVENE TO OPEN SESSION:** President Green reconvened to Open Session at 7:00 P.M.
2. **REPORT OUT OF CLOSED SESSION**

Report out of Closed Session by District General Counsel. Nothing to report.

**Call to Order for Regular Board Meeting** @7:02 P.M.

**Public Comment and Communications:**

No public comment.

1. **CONSENT ITEMS**
2. **STAFF & COMMITTEE REPORTS:**
3. San Luis Obispo County Sheriff No Report
4. San Luis Obispo County Board of Supervisors No Report
5. San Luis Obispo County Planning and/or Public Works No Report
6. San Miguel Area Advisory Council No Report
7. Camp Roberts—Army National Guard (LTC Kevin Bender) No Report
8. **Interim General Manager:** Verbal Report updating the Board of Directors that the District Staff has been working with Cramer,CPA, to reconcile accounts with EDD, and IRS.

District Audit for FY 2015-16 should be presented to the Board of Directors at the November Meeting.

Monthly District financials will be moved to the Action Items portion of the Agenda for transparence and clarity.

Tamara Parent has just returned from the Board Sectary conference put on through CSDA.

**Board Comments:** None

1. **District General Counsel:** Presented by Counsel Karl Schweikert. ChurchwellWhite, LLC. has nothing new to report.

**Board Comments:** None

1. **District Engineer:** Written report submitted as is. Blaine Reely

**Board Comments:** None

**Public Comments:** None

1. **Director of Utilities**: Kelly Dodds, Director of Utilities updated the Board that our new Utilities Operator, Mike started work a week or so ago, and it seems to be working out. The Utilities Vehicle should be purchased in the next week or so. Mr. Dodds explained that Engineer Blaine Reely and him had just got back from the GSP Basin meeting, where they okayed an RFP to hire a consultant for the GSA, feels that some information will be brought to the Directors by January 2018.

**Board Comments:** None

**Public Comments:** Laverne Buckman resident of San Miguel, asked about information she had heard about the GSA, and the study that had been done. She has an understanding that they were all working together for the GSA report. District Engineer, Blaine Reely explained that the Templeton-Santa Margarita-Atascadero GSA, were able to redefine their ground water sub-basin, and is being dealt with separately then the Paso Groundwater basin.

1. **Fire Chief:** The district sent four (4) members of the Fire Department up north to the wildland fires. The District Firefighters, were up there for ten days with no injuries. The Interim General Manager/Fire Chief Rob Roberson, explained that the Fire Engine, put in 170 hours that the district will get compensated for in the amount of an estimated 16k., and 4k for admin reporting costs. Fire Chief would like to also thank Director Green for introducing the Fire Department to Rich Souer, who came to the District on 10/25/2017 for a demo with a fire suppression system.

District calls are up and this year is over 300 calls to date

**Board Comments:** Director Green asked for clarification on the 16k, making sure he heard the amount correctly, and wanted to know if that amount was combined or separate from the firefighter pay. It was explained that the District Engine receives the 16k and the firefighters pay is separate from that amount.

**Public Comment:** None

*President Green, announced that Director Kalvans arrived at 7:15*

1. **CONSENT ITEMS:**
2. Review and Approve Board Meeting Minutes
3. July 6, 2017 Special Meeting Minutes
4. July 27, 2017 Special Meeting Minutes

Motion by Director Kalvan to Review, Receive and File the Enumeration of Consent item number 1.a & 1.b

Seconded by Director Reuck. Motion was approved by Voice Vote of 4 AYES and 0 NOES and 1 ABSENT.

1. **Review, Discuss, Receive and File the Enumeration of Financial Report for September 2017**

Item presented by Interim General Manager Rob Roberson, explaining that this item has been changed from the Consent Item to the Action Items in the Agenda to give the Board of Directors an opportunity to discuss the financials in more detail if needed. Paola Freeman, Bookkeeper will be here to answer any questions needed.

**Board Comments:** Director Kalvans, asked the District Staff at what percentage do they feel their confidence in the numbers being presented.

Interim General Manager Rob Roberson, explained that we discussed this at the October 19th financial meeting, and explained that the District Staff is working very hard to give the Directors the correct information. Mr. Roberson feels that the information they have given the Board for September 2017 is Correct, but would like the Board to ask any questions before the vote to File and receive the Financial Reports for September 2017.

Director Green asked specifically asked about Item three on page one, for $39k and would like to know what that purchase was. Paola Freeman explained that was for the purchase of the Fire Utility Vehicle.

**Public Comments:** None

Motion by Director Kalvans to Receive and File the Enumeration of Financial Report for September 2017

Seconded by Director Reuck. Motion was approved by vote of 4 AYES and 0 NOES and 1 ABSENT.

1. **Review and Discuss the 2017 Water & Wastewater Draft Masterplan as prepared by Monsoon Consulting**

Item presented by District Engineer Blaine Reely with a PowerPoint as prepared by Monsson Consulting for 2017 Water & Wastewater DRAFT Masterplan *(PowerPoint on File)*

Discussion ensued about Draft Master plans, new wells & SLT well, and how to move forward. Mr. Reely explained that he has prioritized what he feels needs to be the Districts priorities in the future, and would like the Board of Directors to review and bring back any changes to District Staff before the next meeting where he hopes that these Master plans are approved.

**Board Comment:** Director Kalvans asked the District Engineer and Counsel, about the Wastewater expansion, and specifically if the Mindy Laws/SB168. (10 road blocks) would be something the District should be aware of. The timeline for the Wastewater expansion is scheduled for five years out and feels that it should be sooner if the Mindy Law applies.

District Engineer Dr. Reely explains that under our current permits, we could get to full build out and would be at 75% at the Wastewater facility.

District Counsel feels that we would not be putting up any road blocks, for any interested developers.

Director Green asked about acquiring land for the expansion of the Machado Wastewater Facility

Discussion ensued about purchasing land for expansion.

**Public Comments:** Laverne Buckman asked about were the board will be going from here. District engineer explained that this is a Draft Master Plan, and would like Board, and Public to review the document. The Final Master Plan with changes will be brought to the Directors at the next board meeting in November. Mr. Reely explained how the Rate Study that is being done by Bartle Wells, Inc. will be considering these priorities and it is an ongoing document.

Nanette Roe, asked about grant funds and/or District loans.

Discussion about loan requirements for the future ensued.

**Board Comment**: Director Kalvans, asked due to the cost of some of these projects and different zones within the community. Director Kalvans feels that the Director should also be discussing what areas in the community may have more of a need then others, and if that was a question for the Rate Study or Master Plan. Director of Utilities, Kelly Dodds agreed that it was a rate study question, but feels the question can be discussed.

Director Buckman asked about prioritizing the 10th & 11th Street projects

Discussion Item only

1. **Discuss and Review ideas for a new San Miguel C.S.D. Logo**

Item presented by Interim General Manager/Fire Chief Rob Roberson, updating the Board of Directors on the idea of updating the District Logo. The current District Logo is outdated and to pixelated for new graphics.

Discussion ensued about different ideas for a new District Logo.

**Board Comment:** Director Green discussed with General Manager the cost associated with changing the Logo.

Majority agreed that when the Logo gets changed the District items should be changed by attrition.

Director Kalvans asked about using the image of the Mission and is worried about offending atheist groups. Interim General Manager/Fire Chief Rob Roberson explained that a lot of cities and fire department have embraced California Missions in their logos.

District Counsel explained that it is a “fair use” and explained that because we took photo we could use it. San Miguel is named after Saint Michael, and is part of the town’s identity.

Director Kalvans would like to see a collage.

Director Reuck would like to see a fire engine and mission

Interim General Manager/Fire Chief Rob Roberson, explained that he would bring back mock-ups. Board Agreed

Discussion ensued

**Public Comments:** No Comment

*District general Counsel would like to respond to Director Kalvans question for item # 2*

*President Green, agreed.*

Counsel Schweikert, explained to Director Kalvans that he understood that he is concerned about the waste treatment facilities and the possibilities of fines if the District did not approve a development. The laws Director Kalvans cited are all linked solely to Cities and not Special Districts. SB-35 required streamlined permitting for affordable housing. Zoning is not in the District's power, so it does not affect the District.

SB 167 creates fines for cities that block affordable housing by claiming lack of available services. Also prevents Cities from refusing to upgrade services. Again, linked solely to Cities and not Special Districts. District Counsel feels that it is unlikely that SMCSD would deny affordable housing options if a developer was looking to create them and pay the requisite hookup fees. Even if they did, these laws would have no effect upon the district.

1. **BOARD COMMENT**

No Board Comment

1. Adjournment at 9:10 P.M.