

MENDOCINO CITY COMMUNITY SERVICES DISTRICT

Post Office Box 1029
Mendocino, CA 95460
(707) 937-5790 (t)
(707) 937-5751 (t)
Fax (707) 937-3837 (f)
mccsd@mcn.org

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 – September 26, 2022

**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 4:01 p.m.

Present: Directors Donna Feiner, Harold Hauck, Maggie O’Rourke, Vice President Jim Sullivan and presiding was President Dennak Murphy

Staff Present: Mr. Ryan Rhoades, District Superintendent, Katie Bates, Board Secretary.

Legal Counsel Present: Chris Hamer

Public Present: None

AGENDA ITEM NO. 2. – APPROVAL OF AGENDA

Staff Comment: Superintendent Rhoades

Director Hauck moves to approve the agenda and withhold item 14a for a future meeting. Director Feiner 2nd.

AYES: 4

AGENDA ITEM NO. 4 –ADJOURNMENT TO CLOSED SESSION

Presenter: Dennak Murphy

AGENDA ITEM NO. 5–RETURN FROM RECESS 5:00 p.m. Continue Regular Board Meeting

a. Call to Order

Present: Directors Donna Feiner, Harold Hauck, Maggie O’Rourke, Vice President Jim Sullivan, and presiding was President Dennak Murphy.

Staff Present: Mr. Ryan Rhoades, District Superintendent, Katie Bates, Board Secretary.

Legal Counsel Present: None

Public Present: MacKenzie Skye, Michelle Blackwell, Matthew Miksak, Tina Aranguren

AGENDA ITEM NO. 6 –REPORT OUT FROM CLOSED SESSION

Board of Directors met with legal counsel regarding current lawsuit, case No. 21CV00177

AGENDA ITEM NO. 7 – PUBLIC COMMENT

None

AGENDA ITEM NO. 8 – COMMUNICATIONS

None

AGENDA ITEM NO. 9: FINANCIAL REPORT

9a) Discussion and Possible Action to Approve District Disbursements/ Expenditures

Presenter: Katie Bates

Board Comment: Director Hauck

Board Action: Upon motion by Director O'Rourke seconded by VP Sullivan. IT IS ORDERED to approve the disbursements and expenditures. The Motion carried by the following vote:

AYE: 5

NO: 0

AGENDA ITEM NO. 10: CONSENT AGENDA

a. APPROVAL OF MINUTES

a1) 7-25-22 Meeting Minutes

a2) 8-8-22 Meeting Minutes

a3) 8-18-22 Meeting Minutes

b) APPROVAL OF RES 2022-296: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO CONTINUE THE AUTHORITY TO HOLD VIRTUAL MEETINGS PURSUANT TO AB 361

Board Action: Upon motion by Director Hauck, seconded by Director O'Rourke. IT IS ORDERED to approve the consent agenda. The Motion carried by the following vote:

AYE: 5

NO: 0

Board Action: Upon motion by Director Hauck, seconded by Director Feiner. IT IS ORDERED to approve a-3 with correction to strike "confidential minutes on pages 2 and 3". The Motion carried by the following vote:

AYE: 5

NO: 0

AGENDA ITEM NO. 11: DISCUSSION AND POSSIBLE ACTION REGARDING ANY CONSENT AGENDA ITEM NEEDING SEPARATE ACTION

AGENDA ITEM NO. 12- GROUNDWATER MANAGEMENT

a) Monthly Groundwater Management Report

Presenter: Ryan Rhoades

AGENDA ITEM NO. 13 – NEW BUSINESS

President Murphy welcomes Matthew Miksak as a new Board member as of 12-1-2022

13a) Discussion and Possible Adoption of RESOLUTION 2022-301: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO DECLARE A STAGE 2 WATER SHORTAGE CONDITION AND RESCIND RESOLUTIONS 2022-288 AND 2022-289

Staff Comment: Superintendent Rhoades

Board Comment: Directors Hauck, Feiner, and VP Sullivan

Public Comment: Michelle Blackwell, MacKenzie Skye

Board Action: Upon motion by Director O'Rourke, seconded by Director Feiner. IT IS ORDERED to approve **RESOLUTION 2022-301: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO DECLARE A STAGE 2 WATER SHORTAGE CONDITION AND RESCIND RESOLUTIONS 2022-288 AND 2022-289**

The Motion carried by the following vote:

AYE: 5

NO: 0

13b) Discussion and Possible adoption of RESOLUTION 2022-298: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO APPROVE INITIATION OF PROP 218 PROCEDURES FOR PROPOSED MONTHLY SEWER CHARGE INCREASES

Presenter: Superintendent Rhoades

Board Comment: Director Hauck, and President Murphy

Public Comment: Michelle Blackwell, Matthew Miksak

Board Action: Upon motion by Director O'Rourke, seconded by Director Hauck. IT IS ORDERED to adopt **RESOLUTION 2022-298: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO APPROVE INITIATION OF PROP 218 PROCEDURES FOR PROPOSED MONTHLY SEWER CHARGE INCREASES**

The Motion carried by the following vote:

AYE: 5

NO: 0

13c) Discussion and Possible action to adopt RESOLUTION 2022-299: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO APPROVE INITIATION OF PROP 218 PROCEDURES FOR PROPOSED MONTHLY GROUNDWATER MANAGEMENT CHARGE INCREASES

Presenter: Superintendent Rhoades

Board Comment: Directors Hauck, O'Rourke, President Murphy

Public Comment: Michelle Blackwell

Board Action: Upon motion by Director Hauck, seconded by VP Sullivan. IT IS ORDERED to adopt **RESOLUTION 2022-299: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO APPROVE INITIATION OF PROP 218 PROCEDURES FOR PROPOSED MONTHLY GROUNDWATER MANAGEMENT CHARGE INCREASES.** The Motion carried by the following vote:

AYE: 4

NO: 0

ABSTAIN: 1 (Director O'Rourke)

13d) Discussion and Possible Adoption of **RESOLUTION 2022-300: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT AUTHORIZING THE GRANT APPLICATION, ACCEPTANCE, AND EXECUTION FOR THE WASTERWATER TREATMENT PLANT TERTIARY EFFLUENT IMPROVEMENT AND RECYCLED WATER SYSTEM EXPANSION PROJECT**

Staff Comment: Superintendent Rhoades

Board Comment: VP Sullivan

Public Comment: Michelle Blackwell

Board Action: Upon motion by Director Feiner, seconded by VP Sullivan. IT IS ORDERED to adopt **RESOLUTION 2022-300: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT AUTHORIZING THE GRANT APPLICATION, ACCEPTANCE, AND EXECUTION FOR THE WASTERWATER TREATMENT PLANT TERTIARY EFFLUENT IMPROVEMENT AND RECYCLED WATER SYSTEM EXPANSION PROJECT**

The Motion carried by the following vote:

AYE: 5

NO: 0

AGENDA ITEM NO. 14- OLD BUSINESS

14a) Discussion and Possible Action to approve spending of remaining PSPS Grant money

Tabled for a future meeting

AGENDA ITEM No. 15 – SUPERINENDENT’S REPORT

a) Monthly Superintendent’s Report

Presenter: Ryan Rhoades

Public Comment: Michelle Blackwell

Board Comment: VP Sullivan

AGENDA ITEM NO. 16- SECRETARY’S REPORT

a. Monthly Secretary’s Report

Presenter: Katie Bates

AGENDA ITEM NO. 17: COMMITTEE UPDATES

AGENDA ITEM NO. 16: MATTER FROM BOARD MEMBERS

Director Feiner, VP Sullivan, and Superintendent Rhoades briefly discuss the tank project at MUSD

AGENDA ITEM NO. 17: ADJOURNMENT

IT IS ORDERED to approve adjourning the meeting at 7:16 p.m.

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

STANDING COMMITTEES:

Finance:----- Dennak Murphy and Maggie O’Rourke

Personnel:----- Dennak Murphy and Maggie O’Rourke

Plant Operations:----- Dennak Murphy and Jim Sullivan

Safety: ----- Harold Hauck

Street Lighting:----- Harold Hauck

Water Management:----- Donna Feiner and Jim Sullivan

Respectfully submitted,

Ryan Rhoades and Katie Bates