

PAJARO/SUNNY MESA
COMMUNITY SERVICES DISTRICT
136 San Juan Road, Royal Oaks, CA 95076
O (831) 722-1389 | Fax (831) 722-2137
www.pajarosunnymesa.com

FIRST AMENDED AGENDA
SPECIAL MEETING OF THE BOARD OF DIRECTORS
DISTRICT CONFERENCE BOARD ROOM
136 SAN JUAN ROAD, ROYAL OAKS, CA 95076

APRIL 5, 2023
5:30 P.M.

The Pajaro/Sunny Mesa Community Services District welcomes you to its meetings regularly scheduled on the fourth Thursday of each month, and your interest and participation is encouraged and appreciated.

Contact the District office at the email address or telephone number above if you believe you require any modification or accommodation for any disability which might impair your ability to participate in the meeting.

Members of the public may join the meeting from their computers via Zoom Meeting by entering the following link:

<https://us06web.zoom.us/j/8226793308?pwd=bmkxVG8zM0NPZU1jYXZSUUVFJMm1SZz09>

or by calling **1 (669) 444-9171** and when prompted, enter meeting ID: **822 679 3308#** and passcode **481122#**. A link to the Zoom Meeting may also be found in a panel on the right side of the District’s home page at www.pajarosunnymesa.com identified as “Board Meeting” You may submit written comments in writing either at District Offices in person or by email through and including the time of the meeting.

Documents provided to the District after the agenda has been published will be available at the District office and available for photocopying during ordinary business hours as Public Records at the cost set by resolution by the Board from time to time. This is ordinarily \$.25 per page. Documents provided to the Board for agenda items will ordinarily be placed on the District website if time permits. Otherwise, late documents will be provided to the Board at the meeting and a copy placed with the agendas available to the Public at Board meetings.

AMERICANS WITH DISABILITIES ACT: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Pajaro Sunny Mesa Community Services District at (831) 722-1389 before the meeting to allow the District to make reasonable accommodations.

1. PLEDGE OF ALLEGIANCE

2. CALL TO ORDER AND ROLL CALL

- o (11/25) President Donald Olsen _____
- o (11/25) Vice President Sanford Coplin _____
- o (11/23) Secretary Paul Anderson _____
- o (11/25) Assistant Secretary Clinton Miller _____
- o (11/23) Treasurer Donald Chesterman _____

ADMINISTRATIVE STAFF: General Manager Donald Rosa _____
 Bookkeeper Amy Saldate _____
 Recorder Judy Vazquez-Varela _____
DISTRICT COUNSEL: Attorney Alan Smith _____

P/SMCSD SPECIAL BOARD MEETING AGENDA – April 5, 2023

3. ADDITIONS TO AGENDA [SUBDIVISION (b), CALIFORNIA GOVERNMENT CODE § 54954.2]

The Board may act on items of business not appearing on the posted agenda if (1) three members determine that an emergency (as defined in California Government Code Section 54956.5 exists), and (2) two-thirds vote of the members present, or, if less than two-thirds of the members are present, a unanimous vote of those members present, find a need to take immediate action and that the need for action came to the attention of the District after the agenda was posted.

4. COMMENTS FROM PUBLIC OR MEMBERS OF BOARD ON ITEMS NOT ON AGENDA

Any person may address the Board on any item not on the agenda when recognized by the Board President. Any Board member may comment on any item not on the agenda.

ACTION ITEMS

1. RESOLUTION NO. 04-02-23 FINDING THE ADOPTION OF THE 2023 PAJARO/SUNNY MESA COMMUNITY SERVICES DISTRICT (DISTRICT) LOCAL HAZARDOUS MITIGATION PLAN (LHMP) IS EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

- Clarifying and Technical Questions to Staff
- Public Input
- Motion/Second
- Board Deliberation
- Motion to Approve Resolution No. 04-02-23 finding the adoption of the 2023 Pajaro/Sunny Mesa Community services District Local Hazard Mitigation Plan is exempt from the provisions of the California Environmental Quality Act

Motioned by: Director _____ Seconded by: Director _____
 Ayes: _____ Noes: _____ Absent: _____ Abstained: _____
 Motion passed: _____ Motion Failed: _____

- Roll Call Vote:
- o (11/25) President Donald Olsen _____
 - o (11/25) Vice President Sanford Coplin _____
 - o (11/23) Secretary Paul Anderson _____
 - o (11/25) Assistant Secretary Clinton Miller _____
 - o (11/23) Treasurer Donald Chesterman _____

2. RESOLUTION NO. 04-01-23 APPROVING OF THE LOCAL HAZARD MITIGATION PLAN

- Approving of the Local Hazard Mitigation Plan (LHMP)
- LHMP available on our website http://pajarosunnymesa.com/uploads/PSMCSD%20LHMP_FEMA%20V1.pdf
- Appendices available on our website http://pajarosunnymesa.com/uploads/PSMCSD%20LHMP%20Appendices_FEMA%20Submit.pdf

- Clarifying and Technical Questions to Staff
- Public Input
- Motion/Second
- Board Deliberation
- Motion to Approve Resolution No. 04-01-23 Approving the Local Hazard Mitigation Plan

Motioned by: Director _____ Seconded by: Director _____
 Ayes: _____ Noes: _____ Absent: _____ Abstained: _____
 Motion passed: _____ Motion Failed: _____

Roll Call Vote:

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- o (11/25) President Donald Olsen _____
- o (11/25) Vice President Sanford Coplin _____
- o (11/23) Secretary Paul Anderson _____
- o (11/25) Assistant Secretary Clinton Miller _____
- o (11/23) Treasurer Donald Chesterman _____

STAFF/COMMITTEE REPORTS: (INFORMATION ONLY, NO ACTION)

This part of agenda is for the Staff to report to the Board on District operations however no action is agendized and no action may be taken other than asking for an action item to be brought to the Board at a future meeting.

1. Pajaro Flood 03-11-23

- Damage Report
- Loss Report
- Operational Report
- Bottled Water Order, Update
- Sample Results
- Pajaro and Sunny Mesa Water System Billing

CLOSED SESSION:

A. NONE

MOTION TO ADJOURN

Next Board meeting date: _____

Motioned by: Director _____ Seconded by: Director _____

Ayes: _____ Noes: _____ Absent: _____ Abstained: _____

Motion passed: _____ Motion Failed: _____

- o (11/25) President Donald Olsen _____
- o (11/25) Vice President Sanford Coplin _____
- o (11/23) Secretary Paul Anderson _____
- o (11/25) Assistant Secretary Clinton Miller _____
- o (11/23) Treasurer Donald Chesterman _____

Adjournment Time: _____ p.m.

RESOLUTION NO. 04-01-23

**RESOLUTION OF THE BOARD OF DIRECTORS, THE GOVERNING BODY OF
PAJARO/SUNNY MESA COMMUNITY SERVICES DISTRICT, APPROVING THE
LOCAL HAZARD MITIGATION PLAN**

WHEREAS, Pajaro/Sunny Mesa Community Services District “District” contracted with Rincon Consultants, Inc to create a Local Hazard Mitigation (LHMP) Plan beginning in October 2021; and

WHEREAS, the Board and the public has reviewed and discussed the LHMP in public input meetings; and

WHEREAS, the LHMP was reviewed and approved by Cal OES and FEMA; and

WHEREAS, the District will be applying for FEMA grant funding for various disaster mitigation projects; and

WHEREAS, the District will be qualified to apply for FEMA grant funding for hazard mitigation projects with the approved LHMP.

NOW, THEREFORE BE IT RESOLVED by the District Board of Directors of the Pajaro/Sunny Mesa Community Services District hereby approves the Local Hazard Mitigation Plan; and

PASSED AND ADOPTED this 5th of April 2023, upon motion of Director _____, seconded by Director _____, and carried by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

President of the Board of Directors

CERTIFICATE OF SECRETARY

I, Don Rosa, as the duly elected Secretary of the Board of Directors of the Pajaro/Sunny Mesa Community Services District, Monterey County, California, do hereby certify that the above resolution is a full, true and correct copy of said Resolution passed and adopted by the Board of Directors at a meeting held on the 5th of April 2023, and that said Resolution is now spread upon the minutes of said Board.

Secretary of the Board of Directors

PAJARO/SUNNY MESA COMMUNITY SERVICES DISTRICT

RESOLUTION NO. 04-02-23

A RESOLUTION FINDING THE ADOPTION OF THE 2023 PAJARO/SUNNY MESA COMMUNITY SERVICES DISTRICT (DISTRICT) LOCAL HAZARDOUS MITIGATION PLAN (LHMP) IS EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

WHEREAS, on March 23, 2022 and August 11, 2022 the District, at two Public Workshops considered the staff recommendation for approval and heard public testimony, as described in Appendix A. of the LHMP.

Description: Adoption of a Local Hazard Mitigation Plan. The LHMP was developed in accordance with the Disaster Mitigation Act of 2000 (DMA 2000) and complies with FEMA’s 2011 Local Hazard Mitigation Plan guidance. The LHMP identifies and profiles hazards, the people and facilities at risk, and strategies to reduce or eliminate hazard risk. The implementation of these strategies, which include both short— and long-term actions, involve future planning, policy changes, programs, projects, and other activities.

WHEREAS, on March 23, 2022, and August 11, 2022, the District conducted two Public Workshops to consider the LHMP, and all public comments and testimony.

Reasons why project is exempt: The proposed LHMP is exempt from the California Environmental Quality Act (CEQA) under subdivision (b)(3) of State CEQA Guideline 15061 (Common Sense Exemption). The activity is covered by the general rule that CEQA applies only to projects that have the potential for causing a significant effect on the environment.

Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

The LHMP acts as a guidebook for hazard mitigation strategies but does not implement any specific project, action, or funding.

The District's Board of Directors, based on the Board of Directors' own independent review and considerations, hereby finds that the LHMP is exempt from review under the California Environmental Quality Act (CEQA) pursuant to subdivision (b)(3) of CEQA Guideline 15061, "common sense exemption";

Each section provides a separate and independent basis for exemption. There is no possibility that the proposed Resolution will have a significant effect on the environment and the proposed amendments will not result in changes in land use that would significantly affect the environment (subdivision (b)(3) of CEQA Guideline 15061.)

BE IT FURTHER RESOLVED that the Board of Directors of the Pajaro/Sunny Mesa Community Services District directs staff to file a Notice of Exemption consistent with the provisions of the California Environmental Quality Act, if the Resolution is approved.

On the motion of _____, seconded by _____,
the foregoing resolution was introduced, seconded, passed and adopted on April 5, 2023, by
the following vote:

Member	Yes	No	Abstain	Absent
Don Olsen, President				
Sanford Coplin, Vice President				
Paul Anderson, Secretary				
Clinton Miller, Assistant Secretary				
Donald Chesterman, Treasurer				