

# PAJARO/SUNNY MESA

COMMUNITY SERVICES DISTRICT  
 136 San Juan Road Royal Oaks, CA 95076  
 (831) 722-1389 • (831) 663-2181 • Fax (831) 722-2137  
 www.pajarosunnymesa.com

## AGENDA REGULAR MEETING OF THE BOARD OF DIRECTORS PAJARO/SUNNY MESA COMMUNITY SERVICES DISTRICT DISTRICT CONFERENCE ROOM 136 SAN JUAN ROAD ROYAL OAKS, CA 95076 MARCH 28, 2019 5:30 P.M.

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

2. ROLL CALL:

(11/21) Vice President Sanford Coplin \_\_\_\_\_  
 (11/21) Secretary Harry Wiggins \_\_\_\_\_  
 (11/19) Assistant Secretary Darlene Lamboley \_\_\_\_\_  
 (11/21) Treasurer Michael Moore \_\_\_\_\_

ADMINISTRATIVE STAFF:

General Manager Don Rosa \_\_\_\_\_  
 Operations Manager Judy Vazquez-Varela \_\_\_\_\_  
 Recorder Simone Coke \_\_\_\_\_  
DISTRICT COUNSEL: Attorney Alan Smith \_\_\_\_\_

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.

<u>ADDITIONS TO AGENDA (IF ANY):</u>	In accordance with Section 54954.2 (b) (2) of the Government Code (Brown Act) two-thirds vote required for action items. (Upon a determination by a two-thirds vote of the legislative body, or, unanimous vote of those members present, that there is a need act immediately and that the need to act immediately arose after the agenda was posted.)
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<u>PUBLIC COMMENTS FOR ITEMS NOT ON AGENDA:</u>	Any person may address the Board on any item not on the agenda when recognized by the Board Chair.
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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.

<u>PUBLIC COMMENTS FOR CLOSED SESSION</u>	Any person may address the Board on any item on the Closed Session Agenda when recognized by the Board Chair.
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Scheduled Items:

1.

Consent Items:

1. Consider and approve draft Minutes of January 24, 2019 Regular Meeting

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

2. Consider and approve draft Minutes of January 29, 2019 Special Meeting

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

3. Consider and approve draft Minutes of March 14, 2019 Special Meeting

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

4. Consider and approve January 2019 Financials (check listing included)

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

5. Consider and approve February 2019 Financials

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

Old Business: (Action Items)

1. At the request of former President Miller, invalidate December 20<sup>th</sup>, Election of Officers

2. Conduct new Election of Officers for the 2019 calendar year

- 2019 Committee Appointments by the Board President
  - Finance/Audit
  - Legal/Property
  - General Manager's Performance Evaluation
  - Water District research/comparison

Scheduled Items:

1.

Consent Items:

1. Consider and approve draft Minutes of January 24, 2019 Regular Meeting

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

2. Consider and approve draft Minutes of January 29, 2019 Special Meeting

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

3. Consider and approve draft Minutes of March 14, 2019 Special Meeting

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

4. Consider and approve January 2019 Financials (check listing included)

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

5. Consider and approve February 2019 Financials

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

Old Business: (Action Items)

1. At the request of former President Miller, invalidate December 20<sup>th</sup>, Election of Officers
2. Conduct new Election of Officers for the 2019 calendar year
  - 2019 Committee Appointments by the Board President
    - Finance/Audit
    - Legal/Property
    - General Manager's Performance Evaluation
    - Water District research/comparison

Old Business:

1. Approve or Disapprove of invalidating December 20, 2018 Election of Officers, per former President Miller's request

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

2. Approve or Disapprove Election of Board Members Offices for 2019

Director: \_\_\_\_\_ Board President  
Director: \_\_\_\_\_ Board Vice President  
Director: \_\_\_\_\_ Board Secretary  
Director: \_\_\_\_\_ Board Assistant Secretary  
Director: \_\_\_\_\_ Board Treasurer

Office: President

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

Office: Vice President

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

Office: Secretary

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

Office: Assistant Secretary

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

Office: Treasurer

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

New Business: (Action Items)

1. Resolution #03-01-19, specific to Pajaro Tank/Prop. 84 funding  
Adopt and Implement Labor Compliance Provisions on Certain Public Works Contracts
  - Copy of Labor Compliance Program
  - Copy of Application

2. Santa Cruz County Bank:

- Line of credit/construction funding
- Resolution #03-02-19 (not included in Board packet)  
Authorizing Board President and General Manager to execute necessary documents for the purpose of borrowing a maximum of \$2.3 million dollars for the Pajaro Water Storage Tank Project

New Business:

1. Approve or Disapprove of Resolution #03-01-19 to Adopt and Implement Labor Compliance Provisions on Certain Public Works Contracts

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

2. Approve or Disapprove of Resolution #03-02-19 Authorizing Board President and General Manager to execute documents for the purpose of borrowing up to \$2.3 million dollars from Santa Cruz County Bank for the Pajaro Water Storage Tank Project

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

3. Approve or Disapprove

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

Monthly Expenditures Report for Review

Approval of Warrants & Checks:

1. General Fund 605: Check # \_\_\_\_\_ through check # \_\_\_\_\_ for a total of \$ \_\_\_\_\_
2. Water Account: Check # \_\_\_\_\_ through check # \_\_\_\_\_ for a total of \$ \_\_\_\_\_
3. Holding Acct: Check # \_\_\_\_\_ through check # \_\_\_\_\_ for a total of \$ \_\_\_\_\_
4. Street Maint. Acct: Check # \_\_\_\_\_ through check # \_\_\_\_\_ for a total of \$ \_\_\_\_\_
5. Reorganization Acct: Check # \_\_\_\_\_ through check # \_\_\_\_\_ for a total of \$ \_\_\_\_\_
6. Construction Acct: Check # \_\_\_\_\_ through check # \_\_\_\_\_ for a total of \$ \_\_\_\_\_
7. Acct: Check # \_\_\_\_\_ through check # \_\_\_\_\_ for a total of \$ \_\_\_\_\_

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_

Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_ Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_

Staff/Committee Reports: (Informational Only)

1. Pajaro Water Tank Project:
  - Update/status
  - Insurance and Bond requirements are being reviewed by legal counsel and MNS Consulting engineers
2. Water District Research Committee Report:
  - Castroville CSD- Harry Wiggins
  - Aromas CWD- Sanford Coplin
3. Proxy Voting: Sanford Coplin raised the question
  - Not allowable by law- Directors must be present to vote
4. Fair Way Scenic Easement:
  - Fire Protection for green belt area
  - District is waiting for Cal-Fire (Nick Milton) to schedule work
5. Legal Counsel:
  - Discussion on legal representation moving forward
    - Contract with attorney for general business issues?
    - Contract with attorney for water/land related issues?
6. Board Vacancy:
  - Currently advertised/posted on District website
  - Discussion
    - Should we publish in local newspaper?
    - Send vacancy notices with water bills?
7. Future Agenda Items for Discussion:
  - Obtain email addresses from ratepayers for water billing and messaging purposes
  - Conversion of meters to radio-read style: cost and grant availability
  - Possibility of hosting a carnival in Pajaro to raise funds for Pajaro Park
  - Open discussion on any other thoughts or ideas for future items
  - Copies (3) of Director Coplin's ideas
8. District Operations Report (available at meeting)
9. Usage Comparison Report 2013/2019- January & February

Closed Session:

Conference with Legal Counsel- Existing Litigation (Government Code § 54957)

- A. AWC Holdings Trust and AWC II Holdings Trust vs the County of Monterey through its Board of Supervisors et al Case No. 18CV001746, Monterey County Superior Court, filed May 11, 2018
- B. Steve Pacheco, Trustee of the Salinas Land Holding Trust vs Pajaro/Sunny Mesa Community Services District et al Case No. unknown, Monterey County Superior Court, filing date unknown

Next Board meeting date: \_\_\_\_\_

Adjournment Time: \_\_\_\_\_ p.m.

Motioned by: Director \_\_\_\_\_ Seconded by: Director \_\_\_\_\_