

MENDOCINO CITY COMMUNITY SERVICES DISTRICT

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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 – October 26, 2020

**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 10:01 a.m.

Present: Directors Otto Rice, Jean Arnold, Vice President James Sullivan. President Hauck presiding.

Staff Present: Mr. Ryan Rhoades, District Superintendent.

Legal Counsel Present: James Jackson; Attorney, Matt Emrick; Attorney.

AGENDA ITEM NO. 2. – ADJOURNMENT TO CLOSED SESSION

2a) Conference with Legal Counsel-Existing Litigation (Gomes vs MCCSD –Mendo Sup Ct.- SCUK CVPT 15-65985; First Dist. C of Appeal –C085520) Government Code Section 54956.9

2b) Public Employee, (Superintendent) Performance Evaluation. Government Code 54957

2c) Recess Until 5:00 p.m.

Confidential Closed Session Minutes: Page 2 of 6

Confidential Closed Session Minutes:

AGENDA ITEM NO. 3 – RETURN FROM RECESS 5:00 P.M. CONTINUE REGULAR MONTHLY MEETING

4a) President Hauck called the meeting back to order at 5:00 p.m.

Presenter/s: President Hauck

Present: Directors Otto Rice, Jean Arnold, Vice President James Sullivan, and President Hauck presiding.

Staff Present: Mr. Ryan Rhoades, District Superintendent

Legal Counsel Present: James Jackson, Attorney.

Public Present: Chet Anderson, Dan Potash, Kristine McKee of KMC, and 2 of 3 others.

AGENDA ITEM NO. 4 – APPROVAL OF AGENDA

Presenter/s: President Hauck

Public Comment: None

Action: President Hauck requests to move item 16) Matters from Board Members: Q&A with District Legal Counsel regarding Requests for Proposal and Public Bid Procedures up the Agenda, just after Public Comment and before item 7. The last Agenda item Adjournment is also numbered 16 and should actually be numbered Item 17. With no public comment, no board comment, and no other objection the Agenda is modified.

AGENDA ITEM NO. 5 – REPORT OUT OF CLOSED SESSION

Presenter/s: President Hauck

Public Comment: None

Board Comment: Regarding item 2a) President Hauck reported that the Board got a report from our attorneys and gave direction to counsel.

Regarding item 2b) President Hauck reported that the Board completed the performance evaluation of Superintendent Rhoades and all are in agreement that he is doing an “Outstanding Job.”

AGENDA ITEM NO. 6 – PUBLIC COMMENT: non agenda items

None

AGENDA ITEM NO. 16, now NO. 7- MATTER FROM BOARD MEMBERS

7a) Question and Answer with District Legal Counsel regarding Requests for Proposal and Public Bid Procedures.

Presenter/s: Rice and Mr. Jackson

Public Comment: None

Board Comment: Rice, Sullivan, and Hauck

Board Action: None

AGENDA ITEM NO. 7 now NO. 8 –COMMUNICATIONS

8a) Letter from GSRMA about Board Vacancy

8b) Letter from GSRMA related to case of Licon vs. MCCSD

8c) E-mail from Deirdre Lamb that arrived after posting of Agenda

Presenter/s: Superintendent Rhoades summarized all three (3) letters

Public Comment: None

Board Comment: None

Board Action: None

Financial Report was scheduled at the next Agenda item, but Kristine of KMC logged off the meeting at this time, so Financial Report was postponed until Kristin could re-connect.

AGENDA ITEM NO. 9 –CONSENT AGENDA

9a) Approval of Meeting Minutes

9a-1) 9-28-20 Regular Meeting Minutes

9a-2) 10-19-20 Special Board Meeting Minutes

Presenter/s: President Hauck

Public Comment: None

Board Comment: None

Board Action: Upon Motion by Director Arnold, and Seconded by Vice President Sullivan, it is Ordered to approve all Consent Agenda Items.

Aye: 4 - President Hauck, Director Rice, Director Arnold, and Vice President Sullivan.

No: 0 – None

Absent: 0 – None

AGENDA ITEM NO. 10–DISCUSSION AND POSSIBLE ACTION REGARDING ANY CONSENT AGENDA ITEM NEEDING SEPARATE ACTION

None

Kristine of KMC logged back into the meeting and thus Financial Report was the next item presented

AGENDA ITEM NO. 8 now NO. 11–FINANCIAL REPORT

11a) Financial Update from KMC

Presenter/s: Kristine McKee

Public Comment: None

Board Comment: Hauck

Board Action: None

11b) Discussion and Possible Action to Approve District Disbursements/Expenditures

Presenter/s: Kristine McKee

Public Comment: None

Board Comment: Hauck

Board Action: Upon motion by Director Arnold, seconded by Vice President Sullivan, it is Ordered to approve all District expenses/disbursements as reported during the month of September 2020.

Aye: 4 - President Hauck, Director Rice, Director Arnold, and Vice President Sullivan.

No: 0 – None

Absent: 0 – None

AGENDA ITEM NO. 11 now NO. 12 –DISTRICT SUPERINTENDENTS REPORT

12a) Monthly Report

Presenter/s: Superintendent Rhoades

Public Comment: None

Board Comment: Sullivan

Board Action: None

AGENDA ITEM NO. 12 now NO. 13 –GROUNDWATER MANAGEMENT REPORT

13a) Monthly Groundwater Management Report

Presenter/s: Superintendent Rhoades

Public Comment: None

Board Comment: Sullivan, Hauck, Rice, and Arnold

Board Action: None

AGENDA ITEM NO. 13 now NO. 14 –NEW BUSINESS

None

AGENDA ITEM NO. 14 now NO. 15 –OLD BUSINESS

15a) Discussion and Possible Action to Change or Maintain Current Water Shortage Emergency Stage.

AGENDA ITEM NO. 15 now NO. 16 –COMMITTEE UPDATES

16a) Report from 7-11 Groundwater Management Advisory Committee

Presenter/s: Vice President Sullivan

Public Comment: None

Board Comment: Sullivan, Hauck, Rice, and Arnold

Board Action: None

AGENDA ITEM NO. 16 corrected to be NO. 17 –ADJOURNMENT

13a) Monthly Groundwater Management Report

Presenter/s: Superintendent Rhoades

Public Comment: None

Board Comment: Sullivan, Hauck, Rice, and Arnold

Board Action: Motion Director Arnold, seconded by Vice President Sullivan to adjourn the meeting

Aye: 4 - President Hauck, Director Rice, Director Arnold, and Vice President Sullivan.

No: 0 – None

Absent: 0 – None

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:

Plant Operations-----Otto Rice and Jean Arnold
 Finance-----Harold Hauck and Jim Sullivan
 Personnel & Management----- Harold Hauck and Jean Arnold
 Street Lighting----- Harold Hauck and Jean Arnold
 Safety----- Jim Sullivan and Otto Rice
 Ground Water Management----- Otto Rice and Jim Sullivan

Respectfully submitted,

Ryan Rhoades, District Superintendent