

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 3, 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 5:01 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

Legal Counsel Present: None

Public Present: Michelle Blackwell representing KZYX, Tina Aranguren, Denise Luis, McKinzy Skye, Anthony Elowsky RDN Financial consulting , Ed Obrien joined a few minutes later.

AGENDA ITEM NO. 2. – APPROVAL OF AGENDA

Director O’Rourke moves to approve the agenda. Director Hauck 2nd.

AYES: 5 NOES: 0

AGENDA ITEM NO. 3 – PUBLIC COMMENT: non agenda items

Public Comment: Tina Aranguren, and Denise De Luice

Board Comment: President Murphy, Director Hauck,

Staff Comment: None

AGENDA ITEM NO. 4 – COMMUNICATIONS

Staff Comment: Superintendent Rhoades

Board Comment: President Murphy

AGENDA ITEM NO. 5: OLD BUSINESS

a) Discussion and Possible Action to reapprove the final MOU with MUSD related to the water tank project

Presenter: Superintendent Rhoades and President Murphy

Staff Comment: Superintendent Rhoades

Board Comment: Director Hauck, President Murphy, Director Sullivan

Public Comment: Tina Aranguren

Board Action: Upon motion by **VP Sullivan, seconded by Director Hauck**. IT IS ORDERED to rescind the MOU between MCCSD and MUSD as previously adopted by the MCCSD Board 8/29/22. The Motion carried by the following vote:

AYE: 5

NO: 0

a) Discussion and Possible Action to reapprove the final MOU with MUSD related to the water tank project

Presenter: Superintendent Rhoades and President Murphy

Staff Comment: Superintendent Rhoades

Board Comment: President Murphy, Director Sullivan

Public Comment: Tina Aranguren

Board Action: Upon motion by **Director Hauck, seconded by President Murphy**. IT IS ORDERED to approve the MOU between MCCSD and MUSD as previously adopted by the MCCSD Board 8/29/22. The Motion carried by the following vote:

AYE: 5

NO: 0

b) MCCSD rate study and Proposition 218 process

B1) Discussion and Possible Action to adopt RESOLUTION 2022-302: RESOLUTION TO RESCIND RESOLUTION 2022-298 and 2022-299

Presenter: President Murphy

Staff Comment: Superintendent Rhoades

Board Comment: President Murphy suggests edits

Public Comment: None

Board Action: Upon motion by **Director Hauck, seconded by Director O'Rourke**. IT IS ORDERED to approve Resolution 2022-302, as edited by President Murphy, Rescinding Resolutions 2022-298 and 2022-299 . The Motion carried by the following vote:

AYE: 4

NO: 0

Abstain: 1

B2) Discussion and Possible Adoption of RESOLUTION 2022-303: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO APPROVE INITIATION OF PROP 218 PROCEDURES FOR PROPOSED MONTHLY GROUNDWATER MANAGEMENT CHARGE INCREASES

Presenter: President Murphy

Staff Comment: Superintendent Rhoades

Board Comment: President Murphy, suggests edits

Public Comment: None

Board Action: Upon motion by **Feiner, seconded by VP Sullivan.** IT IS ORDERED to approve Resolution 2022-303, **RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO APPROVE INITIATION OF PROP 218 PROCEDURES FOR PROPOSED MONTHLY GROUNDWATER MANAGEMENT CHARGE INCREASES** as edited by President Murphy, The Motion carried by the following vote:

AYE: 5

NO: 0

B4) Discussion and Possible Adoption of RESOLUTION 2022-304: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO APPROVE INITIATION OF PROP 218 PROCEDURES FOR PROPOSED MONTHLY SEWER CHARGE INCREASES

Staff recommends approval

Presenter: President Murphy

Staff Comment: Superintendent Rhoades

Board Comment: President Murphy, suggests edits, Directors Hauck and Sullivan

Public Comment: Ed Obrien

Board Action: Upon motion by **Hauck, seconded by VP Sullivan.** IT IS ORDERED to approve Resolution 2022-304, **RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO APPROVE INITIATION OF PROP 218 PROCEDURES FOR PROPOSED MONTHLY SEWER CHARGE INCREASES** as edited by President Murphy, The Motion carried by the following vote:

AYE: 5

NO: 0

B5) Discussion and Possible Action to adopt the Rate Study and proposed rate option

Presenter: Superintendent Rhoades and Anthony Elowsky

Staff Comment: Superintendent Rhoades

Board Comment: President Murphy, Director O'Rourke, VP Sullivan

Public Comment: Ed Obrien, **McKinzie Skye**, Michelle Blackwell

Board Action: Upon motion by Director O'Rourke, seconded by VP Sullivan. IT IS ORDERED to adopt the 2022 MCCSD Financial Planning, Revenue Requirements and Rate Setting Analysis "Rate Study" as provided by California Rural Water Association in collaboration with Robert D. Hiehaus, Inc. .and specifically to adopt Plan #3 in the 2022 MCCSD Financial Planning, Revenue Requirements and Rate Setting Analysis as the proposed recommendations by RDN as the basis of moving ahead in the proposition 218 process for proposed rate increases for both monthly sewer service and monthly groundwater management charges. The Motion carried by the following vote:

AYE: 5

NO: 0

AGENDA ITEM NO. 5 6: NEW BUSINESS

None

AGENDA ITEM NO. 6 7: MATTER FROM BOARD MEMBERS

None

AGENDA ITEM NO. 7 8: ADJOURNMENT

IT IS ORDERED to approve adjourning the meeting at 6:22 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 Dennak Murphy