

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 – August 29, 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 4:00 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: Jim Jackson and Chris Hamer

Public Present: None

AGENDA ITEM NO. 2. – APPROVAL OF AGENDA

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

AYES: 5

AGENDA ITEM NO. 4 –ADJOURNMENT TO CLOSED SESSION

Presenter: Dennak Murphy

AGENDA ITEM NO. 5–RETURN FROM RECESS 5:01 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: Michelle Blackwell, Ken Taylor, Tom Tetzlaff, Steve Gomes, Tina Aranguren, Zach Rounds, Sarah Mahdi, Sirichad Tara Ouitaron, Michelle Frederick

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

Public Comment: Tom Tetzlaff

Board Comment: President Murphy

AGENDA ITEM NO. 8 – COMMUNICATIONS

Staff Comment: Superintendent Rhoades

Board Comment: President Murphy

AGENDA ITEM NO. 9: FINANCIAL REPORT

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

Presenter: Katie Bates

Staff Comment: Superintendent Rhoades

Board Comment: Director Hauck, President Murphy

Board Action: Upon motion by Director Hauck, 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 2022-294: RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT TO CONTINUE THE AUTHORITY TO HOLD VIRTUAL MEETINGS PURSUANT TO AB 361

Staff Comment: Superintendent Rhoades

Board Comment: President Murphy

Board Action: Upon motion by Director Feiner, seconded by Director Hauck. IT IS ORDERED to approve the consent agenda without a-3. Makes changes and approve a-3 separately. 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- OLD BUSINESS

12a) Presentation and Q&A by Zach Rounds of DDW related to public water systems

Board Comment: Director O'Rourke, VP Sullivan and Pres Murphy

Staff Comment: Superintendent Rhoades

Public Comment: Michelle Blackwell, Ken Taylor, Steve Gomes

12b) Presentation and Q&A by SAFER related to community engagement around water resiliency

Presenters: Tara Ouitaron, Sarah Mahdi, and Michelle Frederick

Board Comment: Directors Hauck, O'Rourke, VP Sullivan, and Pres Murphy

Public Comment: Michelle Blackwell, Steve Gomes, Tina Aranguren

AGENDA ITEM NO. 13 – NEW BUSINESS

13a) Discussion and Possible Action to approve the MOU with MUSD related to water tank project

Presenter: Superintendent Rhoades

Board Comment: Directors Hauck, Feiner, VP Sullivan, Pres Murphy

Staff Comment: Steve Gomes, Tina Aranguren, Michelle Blackwell, Tom Tetzlaff

Board Action: Upon motion by Director Hauck, seconded by VP Sullivan. IT IS ORDERED to approve draft MOU between MCCSD and MUSD. The Motion carried by the following vote:

AYE: 5

NO: 0

13b) Discussion and Possible action to adopt Resolution 2022-295: A RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS APPROVING THE ADOPTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT SECTION 125 BENEFITS PLAN (ALSO KNOWN AS THE SIMPLE CAFETERIA PREMIUM ONLY PLAN)

Presenter: Superintendent Rhoades

Board Action: Upon motion by Director Hauck, seconded by Director O'Rourke. IT IS ORDERED to adopt Resolution 2022-295. The Motion carried by the following vote:

AYE: 5

NO: 0

13c) Discussion and Possible action to adopt Resolution 2022-296: A RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS ELECTING THE AMOUNT OF CASH-IN-LIEU BENEFITS OFFERED FOR THE 2022 PLAN YEAR FOR THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT SECTION 125 SIMPLE CAFETERIA PLAN

Presenter: Superintendent Rhoades

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

Public Comment: Michelle Blackwell

Board Action: Upon motion by Director O'Rourke, seconded by VP Sullivan. IT IS ORDERED to adopt Resolution 2022-296, effective the date staff is ready. The Motion carried by the following vote:

AYE: 5

NO: 0

AGENDA ITEM No. 14 – SUPERINENDENT’S REPORT

a) Monthly Superintendent’s Report

Presenter: Ryan Rhoades

Public Comment: Michelle Blackwell

Board Comment: Director Feiner

AGENDA ITEM NO. 15- SECRETARY’S REPORT

a. Monthly Secretary’s Report

Presenter: Katie Bates

Board Comment: President Murphy

Staff Comment: Superintendent Rhoades

AGENDA ITEM NO. 16- GROUNDWATER MANAGEMENT

a) Monthly Groundwater Management Report

Presenter: Ryan Rhoades

Public Comment: Michelle Blackwell, Tom Tetzlaff

AGENDA ITEM NO. 15: COMMITTEE UPDATES

VP Sullivan summarized a kick-off meeting between MUSD, GHD, and MCCSD

AGENDA ITEM NO. 16: MATTER FROM BOARD MEMBERS

President Murphy discusses how the Board seats will be filled with Donna Feiner, Ishvi Aum, and Matthew Miksak

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