

THE OFFICIAL MINUTES OF THE REGULAR BOARD MEETING OF
CASTROVILLE COMMUNITY SERVICES DISTRICT

January 20, 2015

Vice President Ron Stefani called the meeting to order at 4:32 p.m.

ROLL CALL:

Directors Present: Vice President Ron Stefani, Director Adriana Melgoza, and Director Silvestre Montejano

Absent: President David Lewis and Director Betty MacMillan

General Manager: Eric Tynan

Secretary to the Board: Lidia Santos

Staff Present: None

Guest: Lloyd Lowrey

PLEDGE OF ALLEGIANCE

Director Adriana Melgoza led the Pledge of Allegiance.

PUBLIC COMMENTS

1. None.

CONSENT CALENDAR

1. A motion was made by Silvestre Montejano and seconded by Adriana Melgoza to approve the minutes of the December 16, 2014 Regular Board Meeting. The motion carried by the following vote:

| | | | |
|------------------------------|---|------------|--------------------------------|
| AYES: | 3 | Directors: | Stefani, Melgoza and Montejano |
| NOES: | 0 | Directors: | None |
| ABSENT/NOT PARTICIPATING: | 2 | Directors: | Lewis and MacMillan |

Consent Calendar accepted as presented

CORRESPONDENCE:

1. None

INFORMATIONAL ITEMS:

1. ACWA News, Volume 42, No. 12 – California's Groundwater Basins Hit Historic Lows, DWR Study Finds
2. Aquilogic, Inc.– Sustainable Groundwater Management Act (AB 1739, SB 1168, and SB 1319)

Informational items accepted as presented

PRESENTATIONS:

1. None

UNFINISHED BUSINESS:

1. Update on well levels – General Manager Eric Tynan informed the Board on the current well levels. Well #2 is currently 16 feet below sea level, Well #3 is 16 feet below sea level and Well #4 is 32 feet below sea level. The levels for the wells have dropped again due to the lack of rain and the farmers pumping again. General Manager Eric Tynan will continue to update the Board on the levels of the wells at the next board meeting.
2. Update on mural project for Castroville walkway over Highway 156 – General Manager Eric Tynan reported to the Board that he had spoken with NCRPD General Manager Judy Burditt and another option that is being considered is to attach wooden panels to the wall instead, which may not require lead paint removal. Castroville CSD will still need to check with Caltrans to see if this method would still require traffic, air and lead studies. The budget set for the mural project is \$12,500. General Manager Eric Tynan will continue to update the Board at the next meeting.

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3. Update on tax measure for North Country Recreation and Park District (NCRPD) – General Manager Eric Tynan informed the board the informational meeting to discuss the tax measure for the NCRPD that was scheduled for January 18, 2015 was cancelled and will need to be rescheduled. The facilitators could not attend as well as key community members. Director Adrianna Melgoza offered to assist with rescheduling the tax measure meeting. The NCRPD has not had a tax measure increase since 1983.
4. Update on Castroville overhead sign - General Manager Eric Tynan reported to the Board that he had spoken with Steven Mayone with Mayone Structural Engineering, Inc. who was to review the Caltrans specifications and get back to him. He has not heard back from Mr. Mayone and therefore will need to find another engineer firm than can help with this project. Caltrans is requiring that an engineer certify the structural integrity of the sign and is also requiring that the sign be brought up to Caltrans standards.
5. Update on Prop 84: Well 5 (formerly Well 2B) Arsenic Treatment project – General Manager Eric Tynan informed the Board that he met with Willy R. Nowotny with MNS Engineers Inc. and Paul Greenway who is also employed by this company to discuss arsenic treatment for Well 5. Mr. Greenway is no longer working for the County as of the beginning of January 2015. MNS Engineers Inc. will be submitting a proposal for this project and they are very optimistic that they can have Well 5 treated and operating by August 2015. The proposal should be available for the Board to review at the February 17, 2015 regularly scheduled board meeting. District Legal Counsel Lloyd Lowrey is researching the design-build option for Castroville CSD. Per Mr. Lowrey because the legislation is brand new, there are no court interpretations of it yet. This provision that would allow local agencies to do design-build has been completely revised. They repealed all the existing laws and adopted these new set of laws. Furthermore, he contacted the office of the Senator Wolk who is the author of this legislation and asked to speak to someone who would have further information on this new legislation. Mr. Lowrey was directed to someone named Mike. He spoke with Mike and informed him of the situation and asked him for any guidance. Mike with Senator Wolk's office informed him that he would get back to him and he has not heard back from him yet. He will try to reach him again by next week if he has not heard from him before then. Mr. Lowrey feels that the legislation is a question of interpretation because it is not completely clear. Legislative history does not contain a lot of information on it. The general rule for a special district is that you have to have the authority to do things. The statute has to authorize you to be able to do it. The question is whether this legislation applies to this project as it states that design-build can be used for fire protection facilities. General Manager Eric Tynan stated that he thought the design-build may apply for this project since a well provides water for fire protection. District Legal Counsel Lloyd Lowrey will update General Manager Eric Tynan and the Board once he has obtained further information.
6. Update on Moss Landing's Sewer Allocation Plan – General Manager Eric Tynan reported to the Board to reference page 16 of the agenda, which is a memorandum, dated October 1, 1984 from Monterey County Planning Department to the members of the Board of Supervisor regarding the Moss Landing Sanitation District interim sewer allocation program. It states, "The Environmental Protection Agency (EPA and the State Water Resources Board approved and funded the design and construction of a wastewater collection system to accommodate a flow of 105,000 gallons per day (GDP) average daily dry weather flow. This flow is considered the absolute limit for allocation purposes because it is related to the capacity of the treatment facilities of the Castroville County Sanitation District, which will receive the flow." The treatment plan has been gone for decades and replaced by the MRWPCA regional pump station, which has a capacity of 2.7 million per day. Currently, it is only using about 700,000 GDP per day which includes both Castroville and Moss Landing flows. Therefore, the 1984 Moss Landing Sewer Allocation Plan is no longer relevant in regards to capacity and new services.

NEW BUSINESS:

1. Consider sending a letter from Castroville CSD to Monterey Regional Water Pollution Control Agency (MRWPCA) regarding the status of Moss Landing Representation on MRWPCA Board - . General Manager Eric Tynan informed the Board that a letter to MRWPCA District Legal Counsel Robert R. Wellington Esq. has been drafted by District Legal Counsel Lloyd Lowrey that addresses the status of Moss Landing Representation on the MRWPCA Board. The Board had the option of leaving the letter drafted as is or deleting the last paragraph. (See pages 17-19 in board packet to view letter.) Vice President Ron Stefani stated that Mr. Lowrey did an excellent job on drafting this letter as presented, likes the compromise approach and is ok with leaving the last paragraph in the letter. This paragraph states, "As a way of balancing the factors you have previously cited to the MRWPCA Board with the

factors cited in this letter, CCSD suggest that the Moss Landing representative to the MRWPCA Board could be a voting representative during those times when there is a member of the CCSD Board from the MLCSD territory, and a non-voting at other times. CCSD believes this approach will harmonize the various interests involved and be beneficial to all concerned." After some discussion, a motion is made by Silvestre Montejano and seconded by Adriana Melgoza to send the letter as presented by District Legal Counsel Lloyd Lowrey to MRWPCA District Legal Counsel Robert R. Wellington Esq. regarding the status of Moss Landing Representation on MRWPCA Board. The motion carried by the following vote:

| | | | |
|---------------------------|---|------------|---------------------------------|
| AYES: | 3 | Directors: | Stefani, Melgoza, and Montejano |
| NOES: | 0 | Directors: | None |
| ABSENT/NOT PARTICIPATING: | 2 | Directors: | Lewis and MacMillan |

2. Report on storm drain-sewer cross connections located on Struve Road, Moss Landing – General Manager Eric Tynan reported to the Board that there was a significant problem on Struve Road regarding storm drains that tied into the sewer system without going through the proper regulations. (See page 20 of board packet to view memo to the Board from the general manager.) This problem was first recognized in November 2011 by the County and seven residences were found to be in violation of District, County, MRWPCA and County Health ordinances. In spite of frequent request addressed to the property owners, four of the seven property owners failed to respond to the County. Unfortunately, the regulation prohibiting these connections was not adequately enforced and the situation was allowed to continue. With the assistance of various agencies, on the 8th of January 2015 the four properties in question were inspected and various violations of health, safety, in addition to the cross connections violations were found. The cross connections in question were inspected and verified that they were sealed by Castroville CSD operator Roberto Galvez on the 12th of January. General Manager Eric Tynan is planning to do another smoke test in a month to verify this matter has been resolved.
3. Latest historic seawater intrusion map as of December 16, 2014 from Monterey County Water Resources Agency (MCWRA) – General Manager Eric Tynan lets the Board know that the latest historic seawater intrusion map as of December 16, 2014 is available from MCWRA. The map can be viewed on page 21 of the board packet and the seawater intrusion results for Castroville look good. The sea water intrusion has halted in Castroville for now.

BOARD OF DIRECTORS COMMUNICATION: When needed, this time is reserved for the Board of Directors to communicate activity, educational classes, and/or Committee reports.

1. Update on MRWPCA board meeting – Director Ron Stefani reported to the Board that the MRWPCA Board selected a firm out of Sacramento to lead the search for a new General Manager since General Manager Keith Israel announced he would be retiring in June of 2015.
2. Update on Oversight board meeting – Director Ron Stefani stated that the Oversight board is not scheduled to meet until February 2015.

GENERAL OPERATIONS

1. General Manager's Report – Compliance update, current projects update, meetings/seminars update, staff update, suggestive projects discussions
2. Operation's Report
 - a) Water - Pumpage & Usage Update, Water Testing Update, New Service Installation Status Update, Current Contractor Work Update, Maintenance/Repair Update
 - b) Sewer & Storm Drain – Jetting, Connections, Maintenance/Repair Update
3. Customer /Billing Reports – Water Sales, Water Usage, A/R Update, Customer Service Update
4. Financial Reports – Treasures L.A.I.F. Report, Internal Report, Administration Update

General Operations Reports were accepted as presented

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CHECK LIST – December 2014. A motion was made by Adriana Melgoza and seconded by Silvestre Montejano to pay all bills presented. The motion carried by the following vote:

| | | | |
|------------------------------|---|------------|---------------------------------|
| AYES: | 3 | Directors: | Stefani, Melgoza, and Montejano |
| NOES: | 0 | Directors: | None |
| ABSENT/NOT PARTICIPATING: | 2 | Directors: | Lewis and MacMillan |

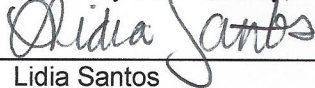
CLOSE:

There being no further business, a motion was made by Adriana Melgoza and seconded by Silvestre Montejano to adjourn to the next scheduled Board meeting; the motion carried by the following vote:

| | | | |
|------------------------------|---|------------|---------------------------------|
| AYES: | 3 | Directors: | Stefani, Melgoza, and Montejano |
| NOES: | 0 | Directors: | None |
| ABSENT/NOT PARTICIPATING: | 2 | Directors: | Lewis and MacMillan |

The meeting adjourned at 5:02 p.m. until the next scheduled meeting.

Respectfully submitted by,



Lidia Santos
Secretary to the Board

Approved by,



David Lewis
President