San Simeon Community Services District



111 Pico Avenue, San Simeon, California 93452 (805) 927-4778 Fax (805) 927-0399

Board of Directors

David Kiech • Loraine Mirabal-Boubion • John Russell • Alan Fields Terry Lambeth

NOTICE OF REGULAR MEETING

Wednesday August 10, 2005 6:30 P.M.

Cavalier Plaza Banquet Room

San Simeon, CA 93452

Board of Directors – Regular Meeting San Simeon Community Services District AGENDA

Wednesday August 10, 2005 6:30 PM Cavalier Banquet Room

Note: All comments concerning any item on the agenda are to be directed to the Board Chairperson.

- 1. 6:30 PM REGULAR SESSION
 - 1.1 Roll Call
 - 1.2 Pledge of Allegiance
- 2. PUBLIC COMMENT:

Any member of the public may address and ask questions of the Board relating to any matter within the Board's jurisdiction, provided the matter is not on the Board's agenda, or pending before the Board. Presentations are limited to three (3) minutes or otherwise at the discretion of the Chair.

- 2.1 Sheriff's Report
- 2.2 Public Comment

3. STAFF REPORTS

- 3.1 General Manager Report
 - 3.1.1 Current Project Report
 - 3.1.1.1 Fence Installation Update
 - 3.1.1.2 Street Sweeping
 - 3.1.1.3 Overnight Parking Permits
 - 3.1.2 Superintendent Report
 - 3.1.2.1 Regulatory Performance Report
 - 3.1.2.2 General Overview
 - 3.1.3 Other Reports
 - 3.1.3.1 Introduction of Leandra (Leah) Rice Office Manager and Dan Daniels Facility Manger
 - 3.1.3.2 Kiosk at San Simeon Lodge
 - 3.1.3.3 Billing and Collections Report
 - 3.1.3.4 M&R Fund Report
- 3.2 District Counsel Report
 - 3.2.1 General Overview
 - 3.2.2 Other Reports
 - 3.2.2.1 See Discussion/Action Item 5.1

4. ITEMS OF BUSINESS

- 4.1 Approval of Minutes July 13, 2005
- 4.2 Approval of Warrants July 1, 2005 July 30, 2005

5. DISCUSSION/ACTION ITEMS

- 5.1 Discussion/Action –Status of Costal Development Permit for riprap. Approval for funding to complete permit process (Schultz)
- 5.2 Discussion/Direction Regarding Past Board Member Robert Hahn (Lambeth)
- 5.3 Discussion/Direction regarding Special District Risk Management Authority elections/ballot
- 5.4 Discussion/Approval of cancellation of September 2005 Board of Directors Regulator Meeting
- 5.5 Discussion/Direction regarding Audited Financial Report
- 5.6 Discussion/Action approval of revised Ordinance 60 Section VII Discharge Requirements. Specifically grease trap inspection requirements
- 5.7 Board Committee Reports
- 5.8 Board Reports
- 6. BOARD/STAFF GENERAL DISCUSSIONS AND PROPOSED AGENDA ITEMS
- 7. ADJOURNMENT

GENERAL MANAGER'S REPORT

General Manager's Report for August 10, 2005

3.1.1 Current Projects

- 3.1.1.1 Fence Installation Installation began on August 4th. The start date was a week late due to a back order of some materials. The completion is scheduled for approximately August 12th. Until the new fence is installed there will be a temporary security fence around most of the perimeter. As a reminder the fence will be chain link with forest green privacy strips.
- 3.1.1.2 Street Sweeping Staff has contacted two companies to sweep the streets. Both companies failed to show at their scheduled appointments to survey the area and give us a bid. Staff is in the process of locating other companies that may be interested.
- 3.1.1.3 Overnight Parking Permits It was brought to the General Manager's attention that during the weekend of July 30th there was a camper/motor home parking overnight on Balboa St. The people were contacted and informed that overnight parking was not allowed. Without incident the camper was moved. Ordinance 66 and 88 (in packets) address the parking of recreational vehicles within the San Simeon Community District. There is a permit that can be obtained from the District Office that allows such parking for a specific period of time. The permit request form and the permit our outdated and new ones are be developed. Also in the Board packets is a letter which sites the vehicle code section that allows Special Districts to impose parking restrictions within the District. The letter specifically addresses the need to post no parking signs before the restrictions can be enforced. Staff has surveyed the main streets of the District for the postings and the results are as follows:

Hearst Dr. – No signs posted

San Simeon Ave. – No signs posted

Vista Del Mar – 1 just west of Hearst Dr., 1 on the corner of Vista Del Mar and Balboa and 1 on the corner of Vista Del Mar and Castillo

Castillo Dr. – No signs posted

Otter Way – 1 sign posted mid-block

Avonne Ave. – 1 sign south of Otter, 1 sign north of Otter and 1 sign corner of Avonne and Penn

Penn Way – No signs posted

Jasper Way – 1 sign mid-block and 1 sign at end of street.

Pico Ave. – 1 sign west side of Hwy 1 at end of Cul-De-Sac, 1 sign east of Castillo and 1 sign east of Avonne

Total Receipts \$38,588.79

3.1.3.4 Maintenance & Repair Fund

July Charges	\$7,081.56
Previous Charges	<u>\$1,145.89</u>
Total Charges YTD	\$8,227.45
Annual M&R Fund Limit	\$25,000
Remaining in Fund	\$16,772.55

3.2 District Counsel Report

- 3.2.1 General Overview
- 3.2.2 Other reports
 - 3.2.2.1 See Discussion/Action Item 5.1

3.1.2 Superintendent Report

- 3.1.2.1 Regulatory Performance Report Charlie Grace Report in board packets
- 3.1.2.2 General Plant Overview Charlie Grace Report in board packets

3.1.3 Other Reports

3.1.3.1 ECO Resources has hired two new employees. Leandra (Leah) Rice is the new office manager. Her responsibilities include but are not limited to, staffing the district office at the posted times, answering phone and resolving residents issues, posting meter reads, preparing bills, posting receipts, interfacing with GBP@B, transcribing board minutes. Leah was originally hired through a temporary service and has work in the District Office for about 2 ½ months. Her ability and desire to understand and learn the requirements of the job and her communications skills were some of the reasons ECO decided to offer her the position

ECO Resources has also hired a new Facility Manager, Dan Daniels. Because of a prior commitment Dan could not be here tonight. Dan will attend the next board meeting so everyone can get a chance to meet him. Charlie Grace will present Dan's qualifications.

3.1.3.2 Mr. Gueria Gaston of Global Art & Design presented himself in the District Office several weeks ago to advise the District that he had an agreement with San Simeon Lodge to use their property to set-up a kiosk to sell items he had made. He also wanted to apply for the permits that the District required. He was informed that the permits he needed were issued by the County and not the District. Approximately a week later Mr. Gaston returned to the District Office and presented a Business License issued by the County of San Luis Obispo, License Collector and a Land Use Authorization issued by the County of San Luis Obispo, Department of Planning and Building. Although the Business License if valid for 12 months the Land Use Authorization is valid for the months of June through October. Harley Voss of County Code Enforcement was contacted after the kiosk was erected to file a complaint on behalf of SSCSD for the appearance of the kiosk and to go on record that SSCSD is not in favor of this type of marketing and sales activity. Mr. Voss informed Mr. O'Neill that this was not a Code Enforcement issue since the proper license and land use authorization were issued. Mr. O'Neill was informed that Art Trinidad of Planning and Building was the person that needed to be contacted. A message for Mr. Trinidad was left at his office.

3.1.3.3 Billing & Collections Report

 Water Receipts
 \$18,566.62

 Sewer Receipts
 \$17,485.25

 Service Fees
 \$2,754.00

 Late Fees
 \$563.75

Adjustments -\\$780.83 (includes one adj. of \$773. for miss-read meter)



ORDINANCE NO. 67

AN ORDINANCE OF THE SAN SIMEON ACRES COMMUNITY SERVICES DISTRICT REGULATING SLEEPING IN VEHICLES AND PARKING OF RECREATIONAL VEHICLES

BE IT ORDAINED BY THE SAN SIMEON ACRES COMMUNITY SERVICES DISTRICT AS FOLLOWS:

SECTION 1 - SLEEPING IN VEHICLES. It is unlawful for any person to sleep in any vehicle parked on any street within the San Simeon Acres Community Services District owned or maintained by the District between the hours of 10:00 P.M. and 6:00 A.M. of the following day.

COACHES. No recreational vehicle, including vacation trailers or motor coaches, shall be parked or left standing upon any street within the San Simeon Acres Community Services District owned or maintained by the District between the hours of Midnight and 6:00 A.M. unless a permit has first been issued therefor by the Manager of the District Board of Directors or his designated representative.

SECTION 3 - VIOLATIONS AND PENALTIES. Any person who is convicted of violating any provision of this ordinance shall be guilty of an infraction punishable by:

- a. A fine not exceeding fifty dollars (\$50) for a first violation;
- b. A fine not exceeding one hundred dollars (\$100) for a second violation of this ordinance within one year;
- c. A fine not exceeding two hundred fifty dollars (\$250) for each additional violation of this ordinance within one year.

SECTION 4 - EFFECTIVE DATE OF ORDINANCE. This Ordinance shall become effective and be in full force and effect thirty (30) days after passage and within fifteen (15) days

thereof, it shall be published at least once in a newspaper of general circulation in the County of San Luis Obispo.

INTRODUCED and ADOPTED at a regular meeting of the Board of Directors of the San Simeon Acres Community Services District held on the 13 day of April , 1988, and on the following roll call vote, to-wit:

Beal, Hoffman, Blankenship, Boniface, Price AYES:

None NOES:

ABSENT: None

Chairman, Board of Directors

ATTEST:

Secretary, Board of Directors

APPROVED AS TO FORM:

District Counsell

ORDINANCE NO. 88

AN ORDINANCE OF THE SAN SIMEON COMMUNITY SERVICES DISTRICT AMENDING ORDINANCE NO. 67

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE SAN SIMEON COMMUNITY SERVICES DISTRICT AS FOLLOWS:

SECTION 1: AMENDMENT: That Section 2 of Ordinance No. 67 is hereby deleted in its entirety and replaced and amended to read in its entirety as follows:

SECTION 2 - PARKING OF RECREATIONAL VEHICLES AND TRAILERS: No recreational vehicle as defined in Health and Safety Code Section 18010, semi-trailer as defined in Vehicle Code Section 550, trailer as defined in Vehicle Code Section 630, trailer coach as defined in Vehicle Code Section 635, or truck tractor as defined in Vehicle Code Section 655 shall be parked or left standing between the hours of Midnight and 6:00 A.M. upon any street within the San Simeon Community Services District ("District") owned or maintained by the District unless a permit has first been issued therefor by the Manager of the District or an authorized representative of the District.

SECTION 2: SEVERABILITY. If any subdivision, paragraph, sentence, clause, or phrase of this ordinance is, for any reason, held to be invalid or unenforceable by a court of competent jurisdiction, such invalidity or unenforceability shall not affect the validity or enforcement of the remaining portions of this ordinance, or of any other provisions of other ordinances of the District. It is the District's express intent that each remaining portion would have been adopted irrespective of the fact that one or more subdivisions, paragraphs, sentences, clauses or phrases be declared invalid or unenforceable.

SECTION 3: EFFECTIVE DATE. This ordinance shall become effective immediately upon its adoption.

SECTION 4: PUBLICATION. Within fifteen (15) days of passage, this ordinance shall be published one time in a newspaper of general circulation published in the District, if there is one, and if not, then this ordinance shall be posted for one week in three (3) public places in the District.

This Ordinance was INTRODUCED, READ, PASSED and ADOPTED on the 10th day of May, 1995, on the following roll call vote, to wit:

AYES: Blankenship, de Klerk, Hahn, Price, Ricci

NOES: None

ABSENT: None

ATTEST:

Olyabeth O'Leary
District Secretary

APPROVED AS TO FORM:

LYON & CARMEL

Timothy J. Carmel Assistant District Counsel

(13)

LAW OFFICES

LYON & CARMEL

ROGER LYON* TIMOTHY J. CARMEL

*A LAW CORPORATION

IIO4 PALM STREET
POST OFFICE BOX 922
SAN LUIS OBISPO, CALIFORNIA 93406

May 15, 1995

TELEPHONE (805) 541-2560 TELECOPIER (805) 543-3857

RECEIVED

MAY 1 7 1995

SAN SIMEON

COMMUNITY SERVICES DISTRICT

MEMORANDUM

TO:

BOB HAHN, Board Chairman

SAN SIMEON COMMUNITY SERVICES DISTRICT

FROM:

Timothy J. Carmel, Assistant District Counsel 7

RE:

Parking Issues

As a follow-up to the Board's discussion regarding Ordinance No. 88, Vehicle Code Section 22507 (copy enclosed) states, in pertinent part, that no ordinance prohibiting parking during certain hours of the day shall apply until signs or markings giving adequate notice thereof have been placed. We should discuss how this may delay the effective date of Ordinance No. 88.

On a separate issue, the Board requested that we write a warning letter to the owner of the boat and trailer parked on Avonne Avenue. Could you or Walt provide us with the name and address of such owner and/or the license number of the trailer.

Thanks. Please call if you have any questions.

TJC:ar

Enclosure

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Collateral References:

Witkin & Epstein, Criminal Law (2d ed) § 948.

§ 22507. Local regulation of preferential parking

Local authorities may, by ordinance or resolution, prohibit or restrict the stopping, parking, or standing of vehicles, including, but not limited to, vehicles which are six feet or more in height (including any load thereon) within 100 feet of any intersection, on certain streets or highways, or portions thereof, during all or certain hours of the day. The ordinance or resolution may include a designation of certain streets upon which preferential parking privileges are given to residents and merchants adjacent to the streets for their use and the use of their guests, under which the residents and merchants may be issued a permit or permits which exempt them from the prohibition or restriction of the ordinance or resolution. With the exception of alleys, no such ordinance or resolution shall apply until signs or markings giving adequate notice thereof have been placed. A local ordinance or resolution adopted pursuant to this section may contain provisions which are reasonable and necessary to ensure the effectiveness of a preferential parking program.

Amended Stats 1980 ch 140 § 1; Stats 1984 ch 181 § 2; Stats 1985 ch 912 § 2. Amended Stats 1987 ch 455 § 4.

1980 Amendment: (1) Added the commas after "may" and after "resolution" in the first sentence; (2) added "for their use and the use of their guests,"; (3) substituted "or permits which exempt" for "which exempts" in the second sentence; and (4) added the last sentence

1984 Amendment: In addition to making technical changes, added ", including vehicles which are six feet or more in height (including any load thereon) within 100 feet of any intersection," in the first sentence.

1985 Amendment: Added ", but not limited to," in the first sentence.

1987 Amendment: Substituted "stopping, parking," for "parking" after "restrict the" in the first sentence.

Privilege for disabled persons to park for unlimited periods on streets with preferential parking privileges: Veh C § 22511.5. Privilege for disabled veterans to park for unlimited periods on streets with preferential parking privileges: Veh C § 22511.9.

Collateral References:

Witkin & Epstein, Criminal Law (2d ed) § 948.

California city has no authority to prohibit parking of particular categories of vehicles on its residential streets during all or certain hours of day, with exception of commercial vehicles having manufacturer's gross vehicle weight rating of 10,000 pounds or more. 73 Ops Atty Gen 13.

NOTES OF DECISIONS

Veh. Code, § 22507, permitting the designation of certain streets on which preferential parking privileges shall be given to residents and merchants "adjacent to such streets," does not require the preferential parking exception to be limited to the street immediately adjacent to the residential or business establishment. The statute only requires general adjacency, thereby permitting residents in the impacted area to park anywhere within that area. Boccato v City of Hermosa Beach (1984, 2d Dist) 158 Cal App 3d 804, 204 Cal Rptr 727.

Under Veh. Code, § 22507, giving local authorities the power to control parking by resolution, including the right to offer preferential parking privileges to residents and merchants in the affected area by issuance of permits, a city properly established a preferential parking area which described the designated area as including "meter posts painted or maintained with yellow color code and residential parking spaces posted One-Hour Parking," by resolution. The city was not establishing a parking meter zone which requires enactment of an ordinance under Veh. Code, § 22508. It was describing a preferential parking zone by reference to a preexisting parking meter zone and was not fixing the rate of fees for a parking meter zone but setting permit fees for preferential parking, an action reasonable and necessary to insure the effectiveness of the parking program. Boccato v City of Hermosa Beach (1984, 2d Dist) 158 Cal App 3d 804, 204 Cal Rptr 727.

Defendant was properly convicted of parking an un-hooked boat trailer on a city street in violation of an ordinance relating to trailers despite his contention the ordinance was preempted by, and inconsistent with, state law. Veh. Code, § 22507, gives local governments the authority to regulate the parking of vehicles on streets within their jurisdictions. Under that statute, local authorities may prohibit or restrict the stopping, parking, or standing of any type of vehicle on certain streets or highways, or portions thereof, during certain streets of the day, including but not limited to, vehicles of a certain size parked within 100 feet of an intersection. The statutory language did not mean that any parking restrictions that a local authority chose to impose would have to apply to all vehicles or none. Since defendant's boat trailer was a "vehicle," the city could, under the authority of Veh. Code, § 22507, restrict when and where the trailer could be parked. The ordinance was not inconsistent with state law and was rationally related to safety by requiring parked trailer and semitrailers to be attached to motor vehicles. People v Garth (1991, 2nd Dist) 234 Cal App 3d 1797, 286 Cal Rptr 451.

§ 22507.2. Local regulation of parking in front of private driveway

Notwithstanding subdivision (e) of Section 22500, a local authority may, by ordinance, authorize the owner or lessee of property to park a vehicle in front of the owner's or lessee's private driveway when the vehicle displays a permit issued pursuant to the ordinance authorizing such parking.

The local authority may charge a nonrefundable fee to defray the costs of issuing and administering the permits.

A local ordinance adopted pursuant to this section may not authorize parking on a sidewalk in violation of subdivision (f) of Section 22500.

Added Stats 1980 ch 158 § 2, effective June 11, 1980; Amended Stats 1984 ch 219 § 1, effective June 20, 1984; Stats 1985 ch 45 § 1.

Amendments:

Amendments:

1984 Amendment: (1) Substituted "while the holder owns or leases the property for which the permit is issued" for "for a period of one year from the date of issuance" in subd (b); and (2) added the third paragraph.

1985 Amendment: Deleted the former second sentence of the first paragraph which read: "The ordinance shall include,

but not be limited to, the following requirements:

"(a) The name and address of the owner or lessee of the private property is on the permit.

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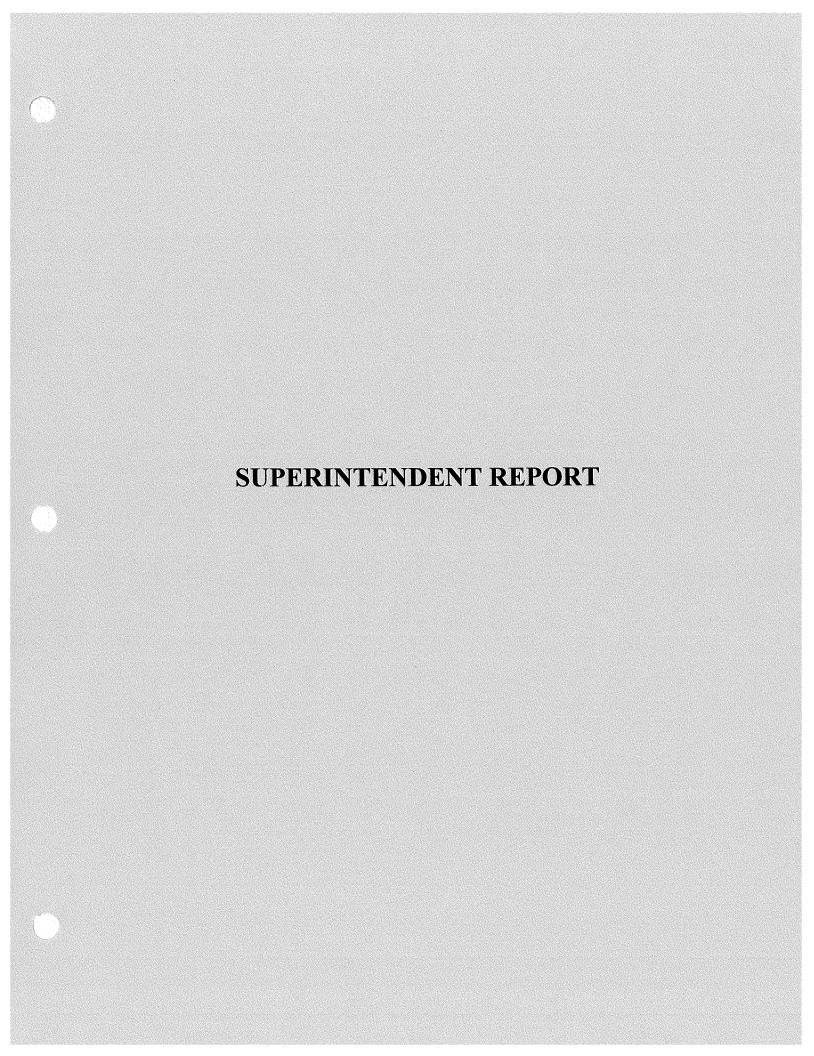
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[4 Veh C]

Beginning in 1992,

italics indicate changes or additions. * * * indicate omissions.

17



San Simeon Community Superintendents Report Services District

JULY 2005

July System Activities

- 1. Finished installion of equalization pump number 2
- 2. Finished installation of 60 horsepower blower number 4 motor
- 3. County Environmental Health Services conducted annual inspection of the water system. The findings were:

Install proper connection and backflow device for hose that feeds the horse trough Submit quarterly CL2 residual readings Clay valves are to be replaced

4. Regional Water Quality Control Board visited the wastewater treatment plant and observed floating material in effluent and issued a notice of violation. The notice of violation is under review

Immediate Future Activities

- 1. Finalize new fence installation
- 3. Replace water well one and two clay valves 2. Replace water well one and two meters

 - Replace broken windows at plant
- 5. Continue progress for completion of action items

performed
be
Work to

March-06

February-06

January-06

December-05

November-05

October-05

September-05

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Work to be performed	go-əunr	July-05 August-05	Septembe	O-tober-C	Novembe ———————————————————————————————————	J-vanuary-C	February-	March-06	Estimate
Revised August 4, 2005									
13. EQ basin pumps need to be repaired	\$13,000								13,000
36. Replace fence around water wells	\$2,500								2,500
15. Replace process valves that are difficult to operate	\$1,000								1,000
38. Telemetry battery pack has been removed	\$250								250
27. Replace well Meter	2	,400							2,400
28. Place screen on 1" air vacuum breaker at well #1	69	0							10
31. Post required signs at well site	3	008							300
21. Water Distribution Valve Repair on Avonne				ěs.	\$10,000				10,000
22. Line repair at Otter and Avonne				3	\$10,000				10,000
8. Repair or Replace Dissolved Oxygen Meter		\$7,500	12						7,500
25. Well head casing has deteriorated							\$200		200
29. Replace both 4" clay valves at wells		\$2,500							2,500
33. Chlorine secondary containment at wells		\$1,000							1,000
39. Water reservoir access hatch cannot be opened		\$1,500							1,500
40. Chain link fence signs needed		8 150							150
4. General Replacement of Corroded Electrical Items			\$1,800?						1,800
34. Install Well Pump shaft safety guards			\$25						25
3. New Transformer Circuit Breaker/conduit				\$2,000?					2,000
9. Remove old MCC				\$5,5007					5,500
6. Realignment of Non-coded equipment	Revised, b	Revised, blower 4 to be relocate		\$12,000					12,000
5. Remove old / unsafe wiring & equipment				\$6,750					6,750

10. Old air equipment can be removed	5,00	2,000
30. Well corrosion protection	10	100
36. Weed area inside and around wells	Complete	0
8. New 60 HP blower VFD	Complete	0
32. Electrical panel locks	Complete	0
2. Outside lighting repair.	Complete	0
14. Plumb clarifier skimmer discharge to each clarifier	Complete	0
35. Well eye wash station	Complete	0
20. Water Line Repair at Entrance of Plant	Compete	
1. Generator installation in progress	Complete	0
7. 30 HP blower wiring; install VFD	Complete	0
12. Clean 50% of the collection system	100% of the collection system has been cleaned and videoed	0
16. One remaining VFD needs to be installed	Complete	0
18.The 30 HP blowers need to be tested to ensure they	Complete	0
19. The Fire Department inspected the Facility and Fire	Complete	0
23. Auto protection for EQ basin low level & high level	Evaluate necessity of project. EQ basin is big providing a large buffer	0
24.Flow pace CL2 injection to avoid over & under dosing	Evaluate necessity of project. EQ basin provides consistent influent flow	0
37. Well generator needs corrosion protection	Discuss option of shed or paint	0
	85,48	85,485

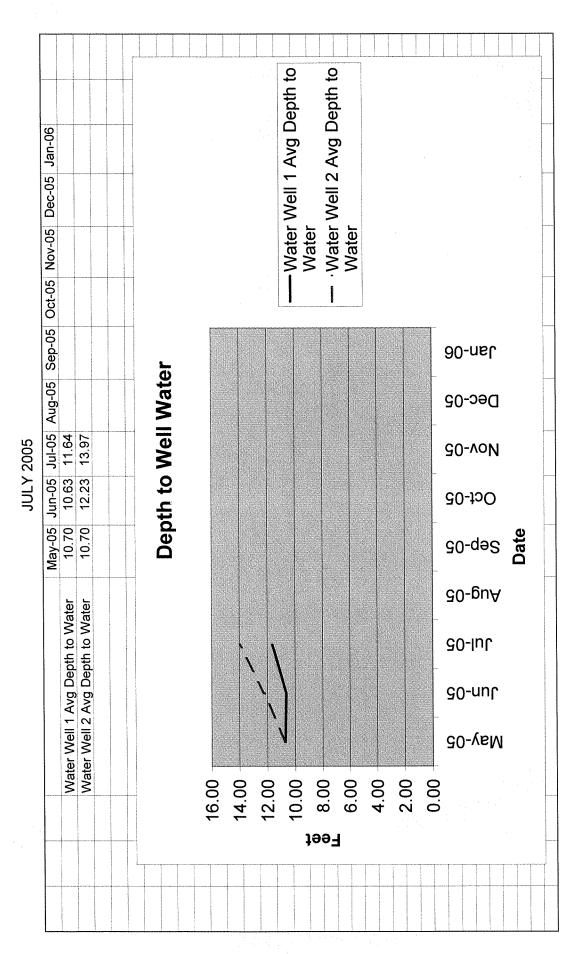
SSCSD Sewer Rehabilitation Program

Item	Description	Cost
PICO		
MH 24 to Wye	Connect to MH 32 and abandon the wye connection.	30,000.00
VISTA DEL MAR		
MH 27 to MH 28	Plug stub from MH 27	2,000.00
MH 29 to MH 31	Raise and cover MH frame	500.00
EASEMENT		
MH 34 to MH 3	Remove elbow from base of manhole	800.00
AVONNE AVENUE		
MH 4 to MH 6	Repair multiple sags and broken pipe	2,500.00
MH 11 to MH 10	Repair major offset at 258ft.	2,500.00
MH 10 to MH 9	Repair major offsets at three laterals	7,500.00
PENN WAY		
CO 7 to MH 6	Remove asphalt debris from CO 7	700.00
CASTILLO DRIVE		
MH 19 to MH 18	Raise MH 18 frame	500.00
OTTER WAY		
MH 9 to MH 16	Repair major offesets at three laterals	7,500.00
SAN SIMEON AVE		
CO 23 to MH 22	Replace CO with full size MH to allow access for maintenance.	9,000.00
EASEMENT		
MH 26 to MH 25	Repair offset lateral connection at 190 ft.	3,500.00
	Sub Total	67,000.00
	Set up Fee	2,500.00
	Total	69,500.00

MH = Man Hole

CO = Clean Out (small access for sewer cleaning equipment)

San Simeon Community Services District Superintendents Report



San Simeon Community Services District Superintendents Report

7,316,555 2,542,056 Jul-05 Aug-05 Sep-05 Oct-05 Nov-05 Dec-05 Jan-06 Annual Totals 7,099,210 11,017,611 - Total Well Production Well 1 Water Usage Well 2 Water Usage Wastewater Treated Dec-02 Superintendent Report **JULY 2005 30-voN** 2,390,000 Oct-05 2,110,710 3,029,130 3,139,000 4,708,000 Sep-05 2,419,000 720,000 Jun-05 30-guA 3,170,611 1,959,370 2,507,555 663,056 **30-ln** գը-սոր May-05 2,500,000 2,000,000 500,000 5,000,000 4,500,000 4,000,000 3,500,000 3,000,000 1,500,000 1,000,000 **Total Well Production** Wastewater Treated Well 1 Water Usage Well 2 Water Usage Gallons per Month

San Simeon Community Services District Superintendents Report

JULY 2005

	May-05	Jun-05	Jul-05	Aug-05	Sep-05	Oct-05	Nov-05	Dec-05		Jan-06 Annual Totals
Wastewater Treated	1,959,370	2,110,710	3,029,130							7,099,210
Total Well Production	3,170,611	3,139,000	4,708,000					St. C. St. of the state of the		11,017,611
Well 1 Water Usage	2,507,555	2,419,000	2,390,000							7,316,555
Well 2 Water Usage	663,056	720,000	1,159,000						A CHILDREN A CHILD A CHILD	2,542,056
Water Well 1 Avg Depth to Water	10.70	10.63	11.64							32.97
Water Well 2 Avg Depth to Water	10.70	12.23	13.97					The second secon		36.90
State Wastewater Treated		336,721	560,945							897,666
State % of Total WW Flow	00.0	15.95	18.52							34.47
Biosolids Removal	12,566	21,000	36,324							068'69
Wastewater Permit Exceedances		_	2					T 1 () () () () () () ()		3
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GLOBAL ART & DESIGN PERMITS

Business License

No. 0692285

County of San Luis Obispo State of California

Having received the sum of \$19.00, license is hereby granted to



Dated July 26, 2005

GUERIA GASTON ETAL P.O. BOX 24723 LOS ANGELES CA 90024

doing business as **GLOBAL ART & DESIGN**to transact business of RETAIL OF ART & DESIGN & IMPORTS
subject to restrictions of ZON2005-00069
to be carried on at

9520 CASTILLO DR SAN SIMEON CA 93452

in the County of San Luis Obispo, State of California for the period of 12 MONTHS **July 26, 2005** to **June 30, 2006** in conformity with the provisions of Title 6 of

County Codes as approved by the Board of Supervisors of San Luis Obispo County, California.

FRANK L. FREITAS, License Collector

This license is not transferable and must be posted in a conspicuous place.

IMPORTANT INFORMATION

- Detach and display license conspicuously at the place of business for which issued.
- This business license is not transferable, any change in ownership must be made in person.
- A change in location and or nature of business will require additional approval by the Planning Department.
- · This business license must be renewed on a yearly basis.

Contact the Business License Division for additional information at (805) 781-5832.



Land Use Authorization

San Luis Obispo County Department of Planning and Building

County Government Center

San Luis Obispo, California 93408

Telephone: (805) 781-5600

Project:

ZON2005-00069 Business Lic Zoning Clearance

Issued To:

GASTON GUERIA

PO BOX 24723

LOS ANGELES CA, 90024

Assessment(s): 013,091,069

Planning Area:

NC -North Coast

Community:

SSIM - San Simeon

Legal Description: *Tract/Town*

Block/Range

Lot/Section

Zoning

/

APV.C96-

154

0001

1

ARBKLTR

В

0002

/ LCP / CR

Approved Use:

1) TEMPORARY OUTDOOR SALES

2) TIME LIMIT JUNE-OCTOBER

RETAIL OF ART & DESIGN

Business Name:

GOLBAL ART & DESIGN

Location of Use:

09520 CASTILLO DR SSIM

This is not a building permit

Note Conditions of Appoval on the following page

Effective Date: 7/26/2005

This land use authorization will become effective on the date above unless appealed pursuant to section 22.01.042 A (1) of the land use ordinance.

Expiration Date: 1/26/2007

This land use authorization will expire on the above date if it has not been exercised or extended as required by section 22.02.040 of the land use ordinance.



Land Use Authorization

San Luis Obispo County Department of Planning and Building

County Government Center

San Luis Obispo, California 93408

Telephone: (805) 781-5600

Project: ZON2005-00069 Business Lic Zoning Clearance

Issued To: GASTON GUERIA PO BOX 24723

LOS ANGELES CA, 90024

This is not a building permit

Note: By signing, the Applicant aggrees to accept the conditions listed above. Failure to fulfill hese conditions will void this authorization.

Bv

Date

07-26-05

JULY 13, 2005 REGULAR BOARD MEETING MINUTES

Board of Directors-Regular Meeting San Simeon Community Services District MINUTES

Wednesday, July 13, 2005 6:30 PM Cavalier Banquet Room

CALL TO ORDER

3.1 Roll Call: The meeting was called to order by Chairman Lambeth. All directors were in attendance.

3.2 Pledge of Allegiance

4. PUBLIC COMMENT SPECIAL GUEST-COUNTY CODE ENFORCER HARLEY VOSS:

General Manager Tom O'Neill introduced Harley Voss, the San Luis Obispo County Code Enforcement Officer. Mr. Voss mentioned he would like to speak of the hotel/motel topic which has been discussed with Officer Randy Sabin. The first issue is the San Simeon Lodge which has had a temporary mobile home on its premises that is being used as an office for a remodel. The Lodge has a permit from the county for the remodel and parking of the mobile home.

The second hotel in question was the Courtesy Inn. There was previous inquiry about a couple of the eucalyptus trees behind the hotel being removed. County Arborist Jack McCabe did confirm the roots were damaging the sewer system. At the same location, the tennis courts were being used as storage for cabinets that were being replaced. The storage is a violation and they are working to remove the cabinets.

Also, there is some concern regarding the condo/town home idea and guests being allowed to stay longer than the mandated thirty day limit. A complaint was made regarding substandard room conditions. When the room was investigated, it was vacant. According to hotel staff, a woman was named as an occupant of the room. They were, however paying the Transient Occupancy Tax.

Mr. Voss said he feels the San Simeon community is correct in it's assumption that guests are staying beyond the 30 day hotel limit. There is nothing enforcement can do to prosecute, however, unless a witness comes forth to testify that they were a resident that stayed for an extended time. Other items, such as using the hotels address for renting videos would only be support of evidence, but not enough to justify taking the case to the District Attorney's office for prosecution. Mr. Voss discussed the matter with Randy Sabin at length and said he may be contacted for further information.

In conclusion to the substandard conditions, the hotel manager said the occupant had been evicted for not paying rent and so they may have been looking for retaliation.

At the Inns of California, there are sliders being replaced with windows. A local architect has been retained to process permits. For more information, speak with Randy.

In regards to vehicles, a white car is parked in the field at the end of Avonne and a black Camaro is located at the end of Jasper and Penn streets. Both vehicles are scheduled to be abated within the next two weeks, the latter to be paid by the owner.

4.1 SHERIFFS REPORT- Commander Weckerly

Commander Weckerly mentioned that it wouldn't be illegal if the Board wanted to hire someone from out of town to be a guest at the Courtesy Inn in order to testify as a witness.

Commander Weckerly said Ragged Point and Cambria are having their traditional summer car break-ins. Most cars have been locked. There is an increase in citations, mostly to out of area people who are not familiar with the speed limits. There has also been an increase in fatalities recently which could be reduced if more drivers and passengers were their seatbelts.

Tom O'Neill mentioned there had been complaints about overnight parking and RV's dumping near on the road and people defecating in the bushes. He asked if the Sheriff's department is who should be contacted for those situations. Commander Weckerly said she would make the department aware of those issues.

4.2 PUBLIC COMMENT

Bob McLaughlin questioned whether the plant operator Patrick Guerre had been dismissed and why. Chairman Lambeth stated that it is a matter concerning ECO/SSCSD management and does not concern the public. Tom O'Neill and Rob Schultz further stated that for legal and ethical reasons they cannot discuss the issue. The important matter is whether the plant is being operated properly, and it has been.

5.1 GENERAL MANAGERS REPORT

5.1.1 REGULATORY PERFORMANCE REPORT

Tom O'Neill stated there were no reportable water violations for the month of June and one wastewater violation for exceeding coliform minimums.

Director Mirabal-Boubion mentioned the board had not received a copy of the monthly self monitoring reports for some months now. Charlie Grace said he would get those copies.

5.1.2 Current Project Report

5.1.2.1 Emergency Generator Update- Tom O'Neill reported the generator installation is complete and the unit start-up was performed under contract by Cummins West and inspected by Boyle Engineering. Boyle has submitted a letter of recommendation for some minor changes to the installation which will be done by Lee Wilson Electric.

5.1.2.2 Wastewater Facility Fencing Update- The installation is scheduled to begin the last week of July and be completed the first week of August. A deposit of 50% is due and the start of the project and the remainder will be due at the finish and inspection.

5.1.2.3 Line Video Presentation- Charles Grace provided a map and video presentation of the sewer pipe showing a few of the problem areas and how they might be corrected. Though there are no leaks, some cracking and breakage exists that needs repair. Charles mentioned there is \$67,000 worth of repairs. A majority of that is due to two 45 foot sections in which no manholes exist. Manholes should be created so that the sections could be cleaned more easily if necessary.

5.1.3 Superintendent's Report- by Charles Grace

The treated wastewater for May is 1,959,370 gallons and 2,110,710 for June, an increase of 151,340 gallons.

State wastewater was 336,721 gallons in June and YTD total is 665,836 gal.

Wastewater Permit Excesses were total coliform 300 MPN, the limit being 230 MPN.

Indoor and outdoor lighting was installed at wells one and two. Motion lights were aimed down toward the grass. The installation of the emergency generator containing 125 gallons of diesel fuel was completed.

At the WWTP, equalization pump one was pulled to be rebuilt. The last rebuild was approximately 10 years ago, and its function is important to the stability of the treatment process as it absorbs the influx of excessive flow.

A new 60 Horsepower variable speed driven motors were purchased for blower number five. Wiring for the electrical has begun. It takes one 60 HP blower to operate the plant.

Director Kiech asked if there was a plan to obtain fuel in an emergency. Charles said the generator has a 125 gallon tank and burns 10 gallons/hour at full capacity. There are four five gallon diesel containers at the plant. Tom O'Neill mentioned there are 12.5 hours operating time which gives them some time to find alternate fuel sources. Charles said he can investigate getting an above ground tank for storage.

Immediate future activities include installing equalization pump one. Pulling and rebuilding pump two: Replacing water well one and two meters: Replacing water well one and two Cla-Valves: Connecting electrical wires to blower motor five at the WWTP: Replacing broken window at WWTP office.

Cla-Valves have been pushed to the last week of July.

5.1.4 Other Reports-Billing and Collections

Tom O'Neill reported accounts receivable for water were approximately \$16,000, wastewater about \$15,000, service fees \$2,781, late fees \$687, and adjustments \$179 for a total June collection of \$34,305.

5.2 DISTRICT COUNSEL REPORT- ROB SCHULTZ

In addition to making sure legal requirements were met according to the Brown Act, Mr. Schultz has followed up on legal issues concerning the San Simeon Lodge, Courtesy Inn and Inns of California. He has conversed with Chuck Stevenson, the Supervisor/Planner for ARC for information, but he will also contact Ms. Needer. Mr. Schultz does need parcel numbers and not just addresses.

Discussion followed regarding the North Coast advisory counsel, when they meet, and the possibility of having someone from San Simeon either sit on the board or attend the meetings since they deal with planning issues.

6.1 Approval of Minutes for June 8, 2005

Director Mirabal-Boubion stated that in item 1.4.2 of the minutes that she din not request that street sweeping be part of the ECO Resources contract and requested that change be made to the minutes. Motion made to accept minutes with modification by Director Russell, seconded by Mirabal-Boubion. Motion was approved unanimously.

6.2 Approval of Warrants

Tom O'Neill will contact Mike Rice for correct reason for \$1200 check and email the board members. Motion made by Director Kiech To approve warrants with the exception that warrant number 5206 for Cosby & Cindrich and warrant number 5221 for Great Outdoors Construction be held until work is completed, seconded by Director Russell. Motion approved unanimously.

DISCUSSION/ACTION ITEMS

- **7.1** Approval of draft policy for accidental excessive water use. Motion made by Director Russell, seconded by Director Mirabal-Boubion. Motion approved unanimously.
- **7.2** Approval of weed abatement to allow property owner of APN # 013-402-012 an additional 2 weeks to comply because sale of property took place at the time notices were sent and new owner did not receive notice. Motion made by Director Russell, seconded by Mirabal-Boubion. Motion approved unanimously.
- **7.3** Approval of action plan for sewer and water repairs with the removal of items 26, 41 and 46 on the Gant Chart. Motion made by Director Russell, seconded by Director Fields. Motion approved unanimously.
- **7.4** Performance review of District Auditor Crosby and Cindrich .Direction for General Manager to solicit competitive bids for auditor services. Motion made by Director Russell, seconded by Director Mirabal-Boubion and approved unanimously.

- **7.5** Revision of Ordinance 60, section VIII, Discharge requirements, grease trap inspections. General Manager was directed to bring back at next meeting the following change: Remove "EXEMPT that such interceptors shall not be required for residential use". No action was taken
- **7.6** Purchase of 4" trailer mounted sludge pump. A motion was made by Director Kiech, seconded by Director Russell to approve the rental of a sludge pump if old sludge pump failed. Board further directed staff to bring back, within 90 days, other options to replace the old sludge pump including the cost to purchase and install an electrical pump. Motion approved unanimously.

7.7 BOARD COMMITTEE REPORTS-None to report

7.8 BOARD REPORTS-none

8. BOARD/STAFF GENERAL DISCUSSIONS AND PROPOSED AGENDA ITEMS

Tom O'Neill reported a call from a citizen on 7-11-05 requesting the board discuss a plan of action to alert the public in case of an emergency, such as a tsunami.

9. ADJOURNMENT- Motion by Director Kiech, second by Director Russell, unanimously approved.

JULY 1st THROUGH JULY 31st WARRANT REPORT

San Simeon Comunity Services District WARRANT REPORT July 1 - 31, 2005

		July 1 - 31, 2005			*	7
Payee Fields, Alan	Type Bill	August Board Services	Date 8/10/2005 \$	Open Balance \$ 100.00	Warrant # 0805-001	5224
Kiech, David	Bill	August Board Services	8/10/2005	\$ 100.00	100.00 0805-002	5226
Lambeth, Terry	Bill	August Board Services	8/10/2005	\$ 100.00	100.00 0805-003	5235
Mirabal-Boubion, Loraine	Bill	August Board Services	8/10/2005 8	\$ 100.00	100.00 0805-004	5230
Russell, John	Bill	August Board Services	8/10/2005	\$ 100.00	100.00 0805-005	5229
Schultz, Rob	Bill	Aug. District Counsel Services	8/10/2005	\$ 1,575.00	0805-006	5233
ECO Resources	<u>=</u>	August Services	8/10/2005	\$28,402.67 0805-007	0805-007	5227
PERS Health	Bill	Aug. Health Insurance	8/10/2005	\$ 137.80	137.80 0805-008	5231
GBP&B	Bill	Services	8/10/2005	\$ 1,200.00	1,200.00 0805-009	5228
Fence Factory Atascadero	Bii	Fence Rental	8/10/2005	\$ 718.70	718.70 0805-010	5236
SLO County of Environmental Health	Bill	Cross Connection	8/10/2005	\$ 37.07	37.07 0805-011	5234
PG and E	Bill	Street Lighting	8/10/2005	\$ 599.59	0805-012	5232
Boyle Engineering Corp.	Bill	Engineering Services: Lighting	8/10/2005	\$ 2,391.12	0805-013	5225
Total:				\$ 35,561.95		

DISCUSSION/A	CTION ITEMS	

RIPRAP PERMIT CANNON ASSOCIATES





ENGINEERS

PLANNERS

SURVEYORS

To:

Rob Schultz

From: Patti Whelen

Date:

July 22, 2005

Re:

San Simeon CSD Coastal Commission Permitting

Cannon Associates has been retained by the SSCSD to apply for a Coastal Development Permit from the Coastal Commission (Commission) for riprap previously installed at the CSD's facility on Balboa Street in San Simeon.

To date, Cannon's permitting services have included the following tasks:

- Background Research and File Review: Given the complexity and history of the project, a thorough review of existing information was conducted to understand past actions and issues. Correspondence generated by different parties regarding the project over the last 20+ years was reviewed and organized into chronological format for effective reference. Additional research was conducted for missing files and to clarify fact and project date discrepancies. Research was also performed to obtain date-accurate aerial photography for evidence of the rip rap installation dates.
- Pre-Application Agency Coordination: Thorough pre-application review of the project with Commission staff regarding application history to date, information requests from staff, determination of required actions, etc.
- Coastal Development Permit (CDP) Application Preparation: Compilation of application materials and description based on appropriate available information, with feedback from Commission staff. The CDP application was submitted to the Commission on March 14, 2005. Cannon has continued ongoing follow-up communications with CCC staff to facilitate processing of the CDP application. Staff has now received the State Lands determination (see below) and is currently finalizing the completeness review of the CDP application.
- State Lands Commission Determination Request: Because no determination existed as to whether the California State Lands Commission (SLC) had jurisdiction over this project, Commission staff required a determination of jurisdiction by the SLC prior to finalizing their completeness review of the CDP application. Thus, Cannon coordinated with the SLC to define and compile the information required for determination. An information package was prepared and submitted. Ongoing coordination was provided to facilitate the SLC's review time. The SLC has now determined that the riprap is outside State Lands jurisdiction.
- Coordination and meetings with Client's representative (Tom O'Neill).

364 Pacific Street San Luis Obispo, CA 93401

> 805 544-7407 FAX 805 544-3863

5001 California Avenue Suite 120 Bakersfield, CA 93309

> 661-328-6280 FAX 661-328-6284





ENGINEERS

PLANNERS

SURVEYORS

Total Labor Expense for tasks listed above: Reimbursables:

\$ 9,586.00 \$ 82.43

Commission staff now reports that they are close to making a "completeness" determination on the CSD's application. Once that is received, we will know what additional information and/or studies will be required prior to staff preparing the request for hearing. From initial comments from staff, it is likely that additional technical information will be required. Based on the most recent comments from staff, a budget estimate at this time for the additional services necessary to see this application through hearing is \$12,000 - \$18,000.

364 Pacific Street San Luis Obispo, CA 93401

805 544-7407 FAX 805 544-3863

5001 California Avenue Suite 120 Bakersfield, CA 93309

> 661-328-6280 Fax 661-328-6284



Pacific Street Luis Obispo, CA 93401 Tel: 805-544-7407 Fax: 805-544-3863

Invoice

Invoice Number: 36279

Invoice Date: July 26, 2005

To: San Simeon Community Services District

Attention: Rob Schultz 111 Pico Avenue

San Simeon, CA 93452

Project: Environmental Planning

Project No.: 041241

Description of Services:

- 1. Finalize background research and file review
- 2. Pre-application agency coordination
- 3. CDP application
- 4. State Lands Commission application and coordination
- 5. Coordination and meetings with Client's representative (Tom O'Neill)

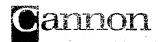
Professional Services for the period: 2/1/05 to 3/15/05

ntracted Services Provided Liling Group: 000		
Previous Billings Against Maximum of \$5,000.00: Current Billings:		\$4,973.50 \$4,694.93
Professional Services Coastal Permits/Approvals Professional Services Totals	Total:	\$4,612.50 \$4.612.50
Reimbursables Expense	Total.	<u>Charge</u>
Shipping Xerox/Color Copies		15.33 67.10
Reimbursables Totals	Total:	\$82.43
	Current Invoice Amount:	\$4,694.93

Thank you for your patronage,

All invoices are due upon receipt. A late charge of 1.5% will be added to any unpaid balance after 30 days.

www.cannonassoc.com Providing Service Since 1976



Reporting Period: 7/4/2005 to 7/30/2005

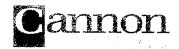
Report Using: Invoice Date

[SANSIMEON] San Simeon Community Services District

Invoice!

36279

Employee	<u>Date</u>	Rate	<u>Bill</u>	Charge	
Patti Whelen	2/3/2005	120.00	_6.00	720.00	CDP application: Review our draft application; re-read and research file for additional relevant info; TCs w. Tom O'Neill. Rob Schultz and Jonathan Bishop; prepare notes for tomorrow's teleconference
Patti Whelen	2/4.2005	120.00	4.75	570,00	CDP application: Continue working on Coastal Commission permit app; provide update to Rob Schultz and Tom O'Neill: teleconference with J. Bishop, S. Monowitz & S. Traylor: draft memo with notes
Patti Whelen	2 11/2005	(20,00	1.25	150.00	CDP application: Per Coastal Commission, review CEQA "lead agency " requirements and geologic report standards
Patti Whelen	2/15/2005	120,00	1.00	[20,00	CDP application: Review latest CCC staff reports and Wallace file.
Debra ilood	2/16/2005	52.00	0.75	39.00	Finalize background research and file review: Acquire Coastal Commission Nov. Staff Reports from San Diego & San Francisco; project support
Patti Whelen	2 17 2005	120,00	2.50	300.00	CDP application: Continue Coastal Commission staff reports; CEQA lead agency decision from County
Patti Whelen	2/18/2005	120.00	0.75	90,00	CDP application
Patti Whelen	2 22 2005	120,00	4.50	540.00	CDP application: Coastal Commission application, continued research for any documentation of the pre-Coastal Act existing reverment, CEQA analysis
Patti Whelen	2 23 2005	120.00	0.75	90.00	CDP application: Review other sources for aerial photography - incl. UCSB, coastal web site and Goldenstate
Patri Whelen	2/25/2005	120.00	1.00	120.00	Pre-application agency coordination: TC to Joanthon Bishop to follow up on their decision re: local agency review. He called Steve Monowicz on the line for a teleconference to provide answer. Review Meg's research on other existing topo w/Goldenstate
Morgan Culbreth	2.28/2005	55,00	0.50	27.50	Finalize background research and file review: Create vicinity map
Patti Whelen	3 1/2005	120.00	0.50	60,00	Coordination and meetings wth Client's representatives: Review status of application with Meg; TC w/Tom O'Neill
Meg Moran	3/1/2005	70.00	1.75	122 50	Lands Commission application and application: Prepare file copy of draft application submittal to R Schultz.
Meg Moran	3/2/2005	70,00	0.75	52 50	State Lands Commission application and application: Coordinate with State Lands staff.
Patti Whelen	3 8 2005	120,00	1 50	180.00	Coordination and meetings wth Client's representatives: Meet w tom O'Neill to review CCC application and facts of project: TC w Jonathan Bishop
Meg Moran	3.8-2005	80.00	3.75	300.00	Coordination and meetings with Client's representatives: Prep application information for meeting. Meet with Tom O'Neill



Meg Moran	3 9 2005	80,00	1.25	100.00	Coordination and meetings wth Client's representatives: Draft letter to J Bishop. Follow up with PW.
Debra Hood	3 10/2005	52.00	0,50	26.00	Coordination and meetings wth Client's representatives: mailings to O'Neill, Bishop, Traylor, and Schultz
Patti Whelen	3/10/2005	120.00	1.50	180.00	Coordination and meetings wth Client's representatives: Draft status report letter to CCC; TC w/Tom O'Neill
Patti Whelen	3 11 2005	120.00	2.25	270,00	CDP application: Te w/Sharif Traylor: finalize CDP application and submit; draft cover letter for submittal; draft status letter for Rob Schultz
Meg Moran	3/11/2005	80.00	3.50	280,00	CDP application: CDP application prep and transmittal to CCC.
Meg Moran	3/14/2005	80.00	0.75	60,00	State Lands Commission application and application: Review status of draft application process to SLC with PW.
Debra Hood	3 16/2005	52.00	0.50	26.00	State Lands Commission application and application: Cal overnight to S. Young 4 mailings
Patti Whelen	3 16/2005	120.00	0.75	90.00	State Lands Commission application and application: Review our submittal to State Lands; coord. Meg
Debra Hood	3/17/2005	52.00	0.25	13.00	Coordination and meetings wth Client's representatives: Follow up on 4 letters per Meg
Meg Moran	3/22/2005	80,00	0.50	40,00	State Lands Commission application and application: Finalize SLC application.
Meg Moran	4.18/2005	80,00	0.25	20.00	State Lands Commission application and application: Call from Susan Young at SLC.
Debra Hood	4/20/2005	\$2.00	0.50	26,00	Finalize background research and file review: Coastal Commission admin. support
Professional Serv	vices Total:			4,612.50	

Reimbursables		Professi
Serox/Color Copi	es 2/28/2005	67.10
Shipping	3/18/2005	15.33
Reimbursables T	otal:	82.43

Total for Invoice 36279:

\$4,694,93



ENGINEERS
PLANNERS
SURVEYORS

REQUEST FOR BUDGET AUTHORIZATION

Date: July 22, 2005	Client: San Simeon CSD	Job No. 041241
Description of Services:		
Ongoing environmental pl	lanning, permitting, engineering and s	surveying services related to the CSD's
wastewater plant protective	ve rip rap structure. Scope of services	s is determined by agency requirements
which are currently mid-p	rocess, therefore, this budget authorize	zation does not guarantee total services
required to resolve this is	ssue.	

Fees: \$		
Authorization:		
Budget Authorization, and	arties hereto have caused this agreemed the original signed proposal letter and applicable documents to be executed.	nd Appendix A dated November 2002
Client: San Simeon CSD	Cannon Ass	sociates
Robert Schultz	Patti V. Whele	
	Director, Plan	ning Department
Date	Date	

364 Pacific Street San Luis Obispo, CA 93401 Tel: 805-544-7407 Fax: 805-544-3863

SDRMA BALLOT



SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY

ELECTION INSTRUCTIONS FOR SDRMA'S BOARD OF DIRECTORS

In April 2005, Special District Risk Management Authority notified its membership that nominations were being accepted for seven (7) seats on the Board of Directors. Eleven (11) nominations were received and each candidate submitted a Statement of Qualifications on or before July 8, 2005.

SDRMA's Election Committee reviewed and attests that all eleven (11) candidates' nomination documents meet the requirements of SDRMA's Policy No. 2005-02 Establishing Guidelines for Director Elections.

An Official Election Resolution Ballot is enclosed along with a Statement of Qualifications as submitted by each candidate. Election instructions are as follows:

- 1. The member agency's governing body must approve the enclosed Official Election Resolution Ballot after selecting seven (7) candidates for the SDRMA Board of Directors.
- To ensure the accuracy and integrity of the ballot process, members must use the enclosed Official Election Resolution Ballot.
- 3. Resolution ballots containing more than seven (7) candidate selections will be considered invalid and not counted.
- 4. Signed resolution ballots MUST be sealed and returned <u>by mail or hand delivery to SDRMA's office on or before 5:00 p.m. on Friday, September 16, 2005.</u> A self-addressed, stamped envelope is enclosed for return to the SDRMA Election Committee at:

Special District Risk Management Authority Election Committee 1112 "I" Street, Suite 300 Sacramento, California 95814

- 5. In accordance with SDRMA's Fifth Amended and Restated Joint Powers Agreement, staggered terms will be established for the newly constituted Board of Directors with the four (4) candidates receiving the highest number of votes elected to four-year terms commencing on January 1, 2006 and terminating December 31, 2009; the next three (3) candidates receiving the highest number of votes will be elected to two-year initial terms commencing on January 1, 2006 and terminating December 31, 2007; thereafter, these two-year terms shall automatically and permanently become four-year terms.
- 6. Important election dates for SDRMA's Board of Directors are listed below:

September 16, 2005 – Deadline for members to return completed ballots
September 19-23, 2005 – Ballots are counted and the election results are announced
October 6, 2005 – Newly elected Directors are introduced at the Annual Meeting in San Diego
January 4, 2006 – Newly elected Directors are seated and Board officer elections are held

Please do not hesitate to call SDRMA's Chief Executive Officer Jim Towns toll-free at 800.537.7790 if you have any questions regarding the election and balloting process.

SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY

1112 I Street, Ste 300 Sacramento, CA 95814 Tel: 916.231.4141 Fax: 916.231.4111 www.sdrma.org

California

Special Districts

Association

1112 | Street, Sie 200 Secramento, CA 95814 Tet: 916 442,7887 Fex: 916,442,7889

CSDA Finance

Corporation

1110 1 Street, Sie 200 Szcramento, CA 95814 Jah 916,442,7887 Fax: 916,442,7899

Toli-Free Numbers

General: 1.877.924.CSDA

SDRMA Claims & Coverages: 1.800.537.7790



|--|--|

A RESOLUTION OF THE BOARD OF DIRECTORS OF SAN SIMEON COMMUNITY SERVICES DISTRICT FOR THE ELECTION OF SEVEN DIRECTORS TO THE SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY BOARD OF DIRECTORS

WHEREAS, Special District Risk Management Authority (SDRMA) is a Joint Powers Authority formed under California Government Code Section 6500 et seq., for the purpose of providing risk management and risk financing for California special districts and other local government agencies; and

WHEREAS, SDRMA's Fifth Amended and Restated Joint Powers Agreement specifies SDRMA shall be governed by a seven member Board of Directors nominated and elected from the members who have executed the current operative agreement and participate in at least one of SDRMA's joint protection programs; and

WHEREAS, SDRMA's Fifth Amended and Restated Joint Powers Agreement (Article 7; Board of Directors) specifies that the procedures for director elections shall be established by SDRMA's Board of Directors; and

WHEREAS, SDRMA's Board of Directors Policy No. 2005-02 Establishing Guidelines for Director Elections stipulates director qualifications, terms of office and election requirements; and

WHEREAS, SDRMA's Board of Directors Policy No. 2005-02 Establishing Guidelines for Director Elections specifies that member agencies desiring to participate in the balloting and election of candidates to serve on SDRMA's Board of Directors must be adopted by resolution of the member agency's governing body.

NOW, THEREFORE, BE IT RESOLVED that the governing body of San Simeon Community Services District authorizes the selection of the following seven (7) candidates to serve as Directors on the SDRMA Board of Directors:

(continued)

OFFICAL ELECTION BALLOT SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY BOARD OF DIRECTORS

VOTE FOR ONLY SEVEN (7) CANDIDATES

Mark each of the seven (7) selections directly onto the ballot. A ballot received with more than seven (7) candidates selected will be considered invalid and not counted. All ballots <u>must be sealed</u> and returned by mail or hand delivery in the enclosed self-addressed, stamped envelope to SDRMA on or before 5:00 p.m., Friday, September 16, 2005.

LJ .	Board Member, Trinity County Waterworks District No.1
	GREGORY S. HALL Director of Administration, Rancho Murieta Community Services District
	HAROLD L. GANO Board Member, Olivenhain Municipal Water District
	KEN SONKSEN General Manager, Sanger Del/Rey Cemetery District
	DAVID ARANDA General Manager, Stallion Springs Community Services District
	JOHN WOOLLEY Board Member, Humboldt Waste Management Authority
	DANA S. MULDER Board Member, Minter Field Airport District
	JOHN C. YEAKLEY General Manager, Bear Valley Community Services District
	ALAN G. DYER Board Member, West Valley Water District
	ANTONIO "TONY" SEDANO Board Member, Local Agency Formation Commission of San Bernardino County
	WILLIAM R. MILLER General Manager, North of the River Municipal Water District
ADOPTED this District by the fo	day of, 2005 by the Board of Directors of San Simeon Community Services
AYES:	
NOES:	
ABSTAIN:	
ABSENT:	
	APPROVED:
	President
· · · · · · · · · · · · · · · · · · ·	Board of Directors
ATTEST:	
Secretary Board of Direct	ors - 그리고 사용 크리 ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' '

DISCUSSION/ACTION ITEMS August 10, 2005

- 5.1 Status of Costal Development Permit for riprap. Approval for funding to complete permit process. Rob Schultz (Documentation in Board packets)
- 5.2 Regarding Past Board Member Robert Hahn. Terry Lambeth
- 5.3 Special District Risk Management Authority (SDRMA) is holding election for seven Board of Director seats. San Simeon, as a member of SDRMA, has received a ballot and the SDRAM has asked our District to vote. The SSCSD General Manager has reviewed the profiles of each of the candidates and has presented a recommendation. For the San Simeon vote to be counted a majority vote by the San Simeon Board of Directors is required. Staff is recommending a motion to approve the General Manager's recommendations or direction.
- 5.4 Cancellation of September Regulator Board Meeting. Several staff members will not be available because of vacations of other commitments in September. It is therefore staff's recommendation the Board approve a motion to cancel September's meeting and re-adjourn on October 12, 2005. If the Board approves a motion to cancel the September meeting it is staff's recommendation that a special meeting be called in September for the purpose of approving warrants.
- 5.5 Staff requests direction on two items dealing with the Auditors Report. The first item is the outstanding account receivable of \$68,232.90 for the State of California. This outstanding receivable is several years old and dates back to a previous General Manager. It has been determined there may have been some calculation errors when processing these bills. Staff requests direction from the Board as to the direction they want staff to pursue. There are two options that should be considered 1) write off the entire amount or 2) pursue the matter with the State

The second item is the Construction in Progress Account. There are several items that should be expenses because these projects are no longer valid. There are items that need to be updated and kept in the work in progress account and there are items that need to be capitalized. The following spreadsheet identifies those items. Staff requests direction on these items. These items must be addressed before the Audited Financial Report can be completed

5.6 The board requested at the July Regular Meeting that staff remove the exemption of residential units from the grease trap ordinance. This revision has been made and staff recommendations a motion to approved the revision to Ordinance 60 Section VII Discharge Requirements.

CONSTRUCTION IN PROGRESS REPORT

WORK IN PROGRESS ACCOUNT

Item	Balance 6-30-03	Expense	Capitalize	Carry Over	Other	Notes
WWTP	\$54,374				×	For Cosby, what is this. May be able to carryover for plant improvements
Water Project	\$2,329	×				Expense, can not determine what this is for
Joint Desal	\$180,541				×	Multipal costs for old desal project. Not a valid project. Board direction
Pipeline	\$2,441				×	Checking with Crosby to determine what pipline
Reclaimed Water	\$2,099	×		A A A A A A A A A A A A A A A A A A A		Expense, can not determine what this is for
Castillo Loop Line	\$12,444		×			Could possibly be for easement work for Motel 6 loop pipline
Recycling Planning Grant	\$15,519		×	A LEA A CAMP AND THE REAL PROPERTY OF THE PROP	The state of the s	Already capitalized. Grant no longer valid
Garage Improvement	\$2,782		×	TO A LOCAL COMPANY OF THE PROPERTY OF THE PROP	And a second sec	Already capitalized. We believe engineering for proposed WWTP shop
Emergency Generator	\$5,109	×		The state of the s		Engineering work / proposed Gen-set from previous operator. Board direction
Water System Model	\$2,379			×		Should be carried over to Water Master Plan capitalization
Air Piping Distribution	\$175,323				×	Already capitalized
Outfall Repairs	\$14,497				×	Already capitalized
Costal Riprap Permit	\$13,243				×	Riprap permitting/ previous engineer. Current permitting work \$18,000. Board direction
Line Video	\$10,250	×				Video of sewer line by previous operator.
Hearst Dr. Water line	\$228	×				Already expensed
Road Repair	\$394	×		Aldrid (No. of the Control of the Co		Already expensed
FH Meters	\$30,788		Color		×	Checking with Cosby to determine what FH meters are and what were used for
Water Tank Inspection	\$140	×		The state of the s		Already expensed
Facility Inventory	\$9,000				×	Checking with Crosby- is this plant inventory or costs to perform inventory
Totals	\$533,880	\$23.331	\$27,963	\$2,379	\$479,865	

ORDINANCE 66 SECTION VII DISCHARGE REQUIREMENTS REVISION

SECTION VII. DISCHARGE REQUIRMENTS

No person shall discharge, or cause to be discharged, into the collection system of the sewer treatment facility operated by the district any water or waste having in excess of 25 (twenty five) milligrams per liter of fat, oil or grease, nor any gasoline, benzene, naptha, fuel oil or other flammable or explosive liquid, solid or gas, or any ashes, cinders, or other like material that would block the normal and natural flow, nor any water of a PH factor lower than 5.50 or higher than 9.00 or any material having corrosive properties capable of being destructive to the collection system, nor any toxic or poisonous material which would interfere with the sewage treatment operation, nor shall any person discharge, or cause to be discharged, into said system any suspended solids which would involve unusual expense to the maintenance of said system, nor any noxious or malodorous materials which would constitute a public nuisance.

Grease, oil and sand interceptors shall be installed when necessary, in the opinion of the San Simeon Community Service District (District) General Manager or Designee, for proper handling of grease, oil and/or sand in excessive amounts,

Such interceptors shall be located where they are readily accessible for cleaning and inspection and shall be operated and maintained by the owner at owner expense, to ensure contents of material does not exceed 25% (twenty five percent) of the grease trap or interceptor capacity. Documents of grease trap and/or interceptor activity shall be maintained by the owner or representative and made available to District inspectors upon request, at his own expense.

8-10.05	SSCSD Regular Board My
0 et 11/2°	SSCSD Regular Board 1779 Rder AM 6:35 pm Rder AM 6:35 pm
Present	All present - O'Neill + Schultz
:	No Shenniff poponts
en on s	Russel / Lonaire
	Russell / Longine /All
neitell /set	Rip Rap by - Lorenne Second-Fields All Hold cost \$2k-18/2
Appr	sual Additional 4,694,83 + Additional to complete 2505 until Districts hears from comm.
no, tem	Robert Hahn by Second > Motion merde proclanting Bring back a persolution to honor Robert Hahn
For Against	Dring back a desolution to honor Kobert Hahn
neitem	SDRMA Election by Russell Second Kiech Bring Back
For	Send to Biss to Board members to bring back at Special Meeting on Sept 7th
Against	

neiteM	Cancellation of Sept Meeting by Kiech & Second - Russell	3
· 1	Mancell Sept 14th Special Meeting to Sep Seh	17th
inciteM	Sch Rubtad Financials by Kiech Second	
RBR Agand		
• 	Write off State of MA bill Budget committee to review WIP Accounted bing back at Sept 7th mag	ionnts
is estell	Approval at Ordinance 60 by Russell Sec. Rob to boing back in Ordinance	
For		
# rockM	Approve Sover Rohab, Hatis in Magnan by Russell, S	Fields
yes No	All sections of the section of the s	
Adjour	Motion by Kiech Second Russ	5 -//

· Check w/CBF About green waste on Penn Way · Red Ourb Avonne & Penn bring back with resolution also Balbon + Vista Del Mar both side. Rob to research · Check on Hearst weed Abatement w St sweep, m, Check N/Rob Special Meeting For Water Conservation 21.00 Augs 15th at Dist office Mapono ong Moton - Loraine Second - Russel All Approved Adendo Items Review Water Committe progress + how to from
Recomm on WID Acets Special Meeting Agonda Monday RWQCB Mosting Report Water conservation/ well reading