



Mission statement of McKinleyville Community Services District:
“Provide McKinleyville with safe and reliable water, wastewater, lighting, open space, parks and recreation, library services, and other appropriate services for an urban community in an environmentally and fiscally responsible manner.”

**NOTICE IS HEREBY GIVEN THAT A *REGULAR* MEETING OF THE
MCKINLEYVILLE COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS
WILL BE HELD
WEDNESDAY, MARCH 2, 2022 AT 6:00/7:00pm**

**LOCATION: AZALEA HALL
1620 Pickett Road
McKinleyville, California**

Or

**TELECONFERENCE Via ZOOM & TELEPHONE:
Use ZOOM MEETING ID: 859 4543 6653 (<https://us02web.zoom.us/j/85945436653>) or DIAL
IN TOLL FREE: 1-888-788-0099 (No Password Required!)**

To participate in person, please come to Azalea Hall. Masks will be required

To participate by teleconference, please use the toll free number listed above, or join through the internet at the Zoom App with weblink and ID number listed above, or the public may submit written comments to the Board Secretary at: comments@mckinleyvillecsd.com up until 4:30 p.m. on Tuesday, March 1, 2022.

All Public Comment received before the above deadline will be provided to the Board at 9 a.m. on Wednesday, March 2, 2022 in a supplemental packet information that will also be posted on the website for public viewing.

Please note that, due to potential technical difficulties, the quality of the Zoom meeting cannot be guaranteed. **If you have public input to provide on an agenda item, it is recommended you attend in person at Azalea Hall or submit written comments as outlined above.**

AGENDA **Special Meeting 6:00 pm**

A. CALL TO ORDER

A.1 Roll Call

A.2 Public Comment and Written Communications

Any person may address the Board at this time upon any subject not identified on this Agenda but within the jurisdiction of the McKinleyville Community Services District; however, any matter that requires action will be

*referred to staff for a report of action at a subsequent Committee or Board meeting. As to matters on the Agenda, an opportunity will be given to address the Board when the matter is considered. **Comments are limited to 3 minutes.** Letters should be used for complex issues.*

A.3 Appoint Real Property Negotiators (Government Code § 54956.8)

Property: 1656 Sutter Road, McKinleyville, CA

Agency Negotiators: Pat Kaspari (MCSD General Manager); Russel Gans (MCSD District Counsel)

Negotiating Parties: Thomas McMurray (PWM, Inc)

Under Negotiation: Lease Extension, price/terms of payment

A.4 Closed Session Discussion

At any time during the regular session, the Board may adjourn to closed session to consider existing or anticipated litigation, liability claims, real property negotiations, license and permit determinations, threats to security, public employee appointments, personnel matters, evaluations and discipline, labor negotiations, or to discuss with legal counsel matters within the attorney-client privilege.

a. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code § 54956.8)

Property: 1656 Sutter Road, McKinleyville, CA

Agency Negotiators: Pat Kaspari (MCSD General Manager); Russel Gans (MCSD District Counsel)

Negotiating Parties: Thomas McMurray (PWM, Inc)

Under Negotiation: Lease Extension, price/terms of payment

b. CONFERENCE WITH DISTRICT LABOR NEGOTIATORS (Government Code § 54954.5 and 54957)

Agency designated representative: Board Members Dennis Mayo and David Couch

Unrepresented employee to whom negotiations pertain: All MCSD

AGENDA

Regular Meeting 7:00 p.m.

A. CALL TO ORDER

A.1 Report Out of Closed Session

A.2 Roll Call

A.3 Pledge of Allegiance

A.4 Additions to the Agenda

Items may be added to the Agenda in accordance with Section 54954.2(b)(2) of the Government Code (Brown Act), upon a determination by two-thirds vote of the members of the legislative body present at the time of the meeting, or, if less than two-thirds of the members are present, a unanimous vote of those members present, that there is a need to take immediate action and that the need for action came to the attention of the McKinleyville Community Services District after the Agenda was posted.

A.5 Approval of the Agenda

B. PUBLIC HEARINGS

These are items of a Quasi-Judicial or Legislative nature. Public comments relevant to these proceedings are invited.

NO PUBLIC HEARING SCHEDULED

C. PUBLIC COMMENT AND WRITTEN COMMUNICATIONS

*Any person may address the Board at this time upon any subject not identified on this Agenda but within the jurisdiction of the McKinleyville Community Services District; however, any matter that requires action will be referred to staff for a report of action at a subsequent Committee or Board meeting. As to matters on the Agenda, an opportunity will be given to address the Board when the matter is considered. **Comments are limited to 3 minutes.** Letters should be used for complex issues.*

D. CONSENT CALENDAR

Consent Calendar items are expected to be routine and non-controversial, to be acted upon by the Board of Directors at one time without discussion. If any Board member, staff member, or interested person requests that an item be removed from the Consent Calendar, it shall be removed so that it may be acted upon separately.

D.1 Consider Approval of the Minutes of the Board of Directors Regular Meeting on February 2, 2022

Attachment 1 – Draft Minutes from February 2, 2022

D.2 Consider Approval of January 2022 Treasurer's Report

D.3 2021 Wastewater Management Facility Annual Report to the North Coast Regional Water Quality Control Board (NCRWQCM)

Attachment 1 – Summary of 2021 Wastewater Management Facility Annual Report

D.4 Reaffirm Resolution 2021-27 Making Findings Pursuant to Government Code Section 5493, as Amended by Assembly Bill 361, and Authorizing the Continued Use of Virtual Meetings

Attachment 1 – Approved Resolution 2021-27

D.5 Consider Attendance at the 2022 Special Districts Legislative Days in Sacramento May 17 and 18, 2022

Attachment 1 – Special District Legislative Days Website Information

E. CONTINUED AND NEW BUSINESS

E.1 Presentation of Humboldt County's Multifamily Rezone Project (Information)

Attachment 1 – County Presentation Slides

- E.2 Consider Preparing an MOU with Humboldt Bay Municipal Water District to Wheel HBMWD Water through MCSD System to the Trinidad Rancheria (Action)
 - Attachment 1 – Mainline Extension Agreement between HBMWD and Trinidad Rancheria
 - Attachment 2 – February 3, 2021 Disclosure of Conflict of Interest letter from Mitchell Law Firm

- E.3 Consideration of Water Leak Adjustment Appeal from Daryl Runyan
 - Attachment 1 – MCSD Water Leak Adjustment Policy
 - Attachment 2 – Detailed Payment History
 - Attachment 3 – Water Leak Adjustment Calculations
 - Attachment 4 – Original Appeal

- E.4 Review Information for the Draft Capital Improvement Plan for the Operational Funds: Water, Wastewater, and Streetlights, FY 2022-23
 - Attachment 1 – Draft Capital Improvement Plan Budget for the Water, Wastewater, and Streetlights Funds
 - Attachment 2 – Draft Capital Improvement Plan Narrative for the Water, Wastewater, and Streetlights Funds

- E.5 Consider Call for Nominations for District Board Members to Serve on Humboldt Local Agency Formation Commission (LAFCo)
 - Attachment 1 – Humboldt LAFCo Call for Nominations Letter

- E.6 Consider First Reading of Ordinance 2022-01 Amending Regulation 68: Latent Powers of Article VI: General Provisions of the MCSD Rules and Regulations to Include Law Enforcement Collaboration (Action)
 - Attachment 1: Ordinance 2022-01

F. REPORTS

No specific action is required on these items, but the Board may discuss any particular item as required.

F.1 ACTIVE COMMITTEE REPORTS

- a. Parks and Recreation Committee (Binder/Clark-Peterson)
- b. Area Fund (John Kulstad/Clark-Peterson)
- c. Redwood Region Economic Development Commission (Clark-Peterson/Binder)
- d. McKinleyville Senior Center Board Liaison (Clark-Peterson/Binder)
- e. Audit (Orsini/Couch)
- f. Employee Negotiations (Couch/Mayo)
- g. McKinleyville Municipal Advisory Committee (Orsini/Binder)
- h. Humboldt Local Agency Formation Commission (Couch)
- i. Environmental Matters Committee (Couch/Clark-Peterson)
- j. AdHoc Committee – Community Forest (Mayo/Orsini)
- k. AdHoc Committee – Latent Powers (Couch/Orsini)

F.2 LEGISLATIVE AND REGULATORY REPORTS

F.3 STAFF REPORTS

- a. Support Services Department (Colleen M.R. Trask)
- b. Operations Department (James Henry)
- c. Parks & Recreation Department (Lesley Frisbee)
- d. General Manager (Pat Kaspari)

Attachment 1 – WWMF Monthly Self-Monitoring Report

F.4 PRESIDENT’S REPORT

F.5 BOARD MEMBER COMMENTS, ANNOUNCEMENTS, REPORTS AND AGENDA ITEMS REQUESTS

G. ADJOURNMENT

Posted 5:00 pm on February 25, 2022

Pursuant to California Government Code Section 54957.5, this agenda and complete Board packet are available for public inspection on the web at McKinleyvillecsd.com/minutes or upon request at the MCSD office, 1656 Sutter Road, McKinleyville. A complete packet is also available for viewing at the McKinleyville Library at 1606 Pickett Road, McKinleyville. If you would like to receive the complete packet via email, free of charge, contact the Board Secretary at (707)839-3251 to be added to the mailing list.

McKinleyville Community Services District will, on request, make agendas available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals who need this agenda in an alternative format or who need a disability-related modification or accommodation in order to participate in the meeting should contact the Board Secretary at (707) 839-3251. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements for accommodations.