



Oceano Community Services District

Summary Minutes

Regular Meeting Wednesday, June 8, 2022 – 6:00 P.M.

Location: OCSD BOARD ROOM

1. **CALL TO ORDER:** at approximately 6:00 p.m. by President White
2. **ROLL CALL:** Board members present: President White, Vice President Villa, Director Gibson, Director Austin and Director Montes.
Staff present: General Manager Will Clemens, Business and Accounting Manager Carey Casciola, Celia Ruiz, Account Administrator III and Jeff Minnery, Legal Counsel.
3. **FLAG SALUTE:** led by President White
4. **AGENDA REVIEW:** Agenda accepted with an amendment to page 30 of the franchise agreement.
5. **PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA:**
6. **SPECIAL PRESENTATIONS & REPORTS:** None

A. STAFF REPORTS:

- i. **Sheriff's South Station** – Commander Jay Wells:
953 calls for service
143 reports filed
44 arrests
47 cases filed with either the DA or Probation
1 homicide – Sheriff was able to resolve the case quickly; arrest has been made and there is no danger to the public.
Coroner's cases are up – losing some of the longtime residents here in Oceano.
July 4th – extra personnel and patrols. Also partnering with CalFire to assist with citations.
Commander Keith Scott will be taking over as Commander Jay Wells has been transferred to a new position within the Courts of SLO County.
- ii. **FCFA** - Chief Steve Lieberman:
Preliminary election results are close, but not quite close enough. Waiting on certified election results (estimated July). There will be a meeting with the OCSD GM and city managers to discuss next steps and the 3rd amendment of the JPA which covers the wind down measures. June 30, 2023 is the end of the wind down.
- iii. **Operations** - Utility Systems Manager - Tony Marraccino
Lopez is at 27.4% full which is 13,528 AF
State Water 36 AF (YTD 170 AF) / Pumped 20 AF in May – TYD 87 AF / No Lopez water
7 Work orders / 9 USAs / 7 Customer Service Calls / 0 After Hours Call Outs / 0 SSO
Continuing with daily, weekly, and monthly samples & rounds
First of the month equipment runs
OCSD light pole on Hwy 1 and hydrant on Pier Ave. - fully back in service
Repaired driveway at Depot that was undermined
Continuing to recycle asphalt and concrete
Sewer lateral hot spots serviced
Ice plant on Hwy 1 being cleared for hydrant relocation for the upcoming Caltrans overlay project
Continuing with trash/ 1 ticket through Ready 311 app
- iv. **OCSD General Manager – Will Clemens**
Measure A-22: if it does fail, we will continue to receive fire and emergency medical service through the next year. The current station will continue to operate with 1 shift per week (2 days) and when it closes, services will be provided by either Grover Beach or Arroyo Grande station. We will be gathering information on options for providing these services to the community to present to the Board. Our request for community project funds from Salud Carbajal's office was not recommended (water line projects). Continuing to submit to the County through the IRWM grant program. Drainage basin on Wilmar and 21st St. – the county agreed it is a road drainage basin and they will accept transfer of it back to maintain it. Zone 3 TAC meeting – estimated to reach 10,000 AF in Lopez Reservoir by this October; with no rain

anticipated we opted to cut back to 20% (currently at 10%) municipal deliveries sooner than later.

B. BOARD OF DIRECTORS AND OUTSIDE COMMITTEE REPORTS:

- i. **Vice President Villa** – reported on the 6/8/2022 IWMA meeting.
- ii. **Director Austin** – None
- iii. **President White** – reported on the 06/01/2022 South San Luis Obispo County Sanitation District (SSLOCSD).
- iv. **Director Gibson** – reported on the 6/1/2022 Water Resources Advisory Committee (WRAC) meeting
- v. **Director Montes** – None

C. PUBLIC COMMENT ON SPECIAL PRESENTATIONS AND REPORTS: None

7. CONSENT AGENDA:	ACTION:
<ul style="list-style-type: none"> a. Review and Approval of Minutes for the Special Meeting of May 20, 2022 b. Review and Approval of Minutes for the Regular Meeting of May 25, 2022 c. Review of Cash Disbursements d. Consideration of a recommendation to receive and file a report on charges and delinquencies and to set a public hearing for July 13, 2022, to authorize collection on 2022-23 property tax bills e. Approval of a Resolution Authorizing Application for State Revolving Fund Financing, and a CEQA Exemption, for the Water CIP Upgrade Projects f. Approval of a Resolution Consolidating the District's Biennial Election with the November 8, 2022, Consolidated General Election and the attached Notice to the County Elections Official on the Elective Offices to be Filled, Map of District Boundaries, and Payment of Candidate Statement of Qualifications 	<p>After an opportunity for public comment, Board and staff discussion, Director Gibson made a motion to approve consent agenda items as presented with a second from Vice President Villa and a 5-0 roll call vote.</p> <p>Public Comment: None</p>

<p>8A BUSINESS ITEMS:</p> <p>Introduction of a proposal by South County Sanitary Service Inc. (SCSS) to increase solid waste and recycling rates by 21.03%, to provide for notices to be sent pursuant to Article XIID of the California Constitution, to set a public hearing for July 27, 2022, approve a budget adjustment from Garbage Fund Reserves up to \$55,000 for SCSS's solid waste retroactive charges from May 2022, and to approve the Second Amendment to the Solid Waste, Recyclable Materials, ND Organics Materials Collection Franchise Agreement with SCSS</p>	<p>ACTION:</p> <p>After a presentation by Carey Casciola, OCSD Business & Accounting Manager and Jeff Clarin, SCS Inc., and an opportunity for public comment, Board and staff discussion, Director Austin made a motion to approve staff recommendations as amended with a second from Vice President Villa and a 5-0 roll call vote.</p> <p>Public Comment: None</p>
<p>8B BUSINESS ITEMS:</p> <p>2022 Committee Assignments</p>	<p>ACTION:</p> <p>After an opportunity for public comment, Board and staff discussion, Director Austin made a motion to accept the revised committee assignments (attached to minutes) with a second from Vice President Villa and a 5-0 roll call vote.</p> <p>Public Comment: None</p>

- 9. **HEARING ITEMS:** None
- 10. **RECEIVED WRITTEN COMMUNICATIONS:** May 29, 2022, Email - Charles Varni
- 11. **LATE RECEIVED WRITTEN COMMUNICATIONS:** None
- 12. **FUTURE AGENDA ITEMS:** None
- 13. **FUTURE HEARING ITEMS:** FY 2022-23 Preliminary Budget Hearing - June 22, 2022, Delinquent Charges Public Hearing – July 13, 2022, Solid Waste and Recycling Rate Increase Protest Hearing – July 27, 2022
- 14. **CLOSED SESSION:** None
- 15. **ADJOURNMENT:** Approximately 7:32 p.m.

Second Amendment to the Amended and Restated Solid Waste Collection Franchise Agreement

and extremely difficult to ascertain and determine the exact amount of damages that District will suffer. Therefore, without prejudice to District's right to treat such non-performance as an event of default under this Article 12, the parties agree that the following Liquidated Damage amounts represent a reasonable estimate of the amount of such damages considering all of the circumstances existing on the date of this Agreement, including the relationship of the sums to the range of harm to District that reasonably could be anticipated and the anticipation that proof of actual damages would be costly or inconvenient. Recognizing the importance of resolving any failure to meet the service performance standard, the District shall contact Contractor within two (2) days of any failing reported directly to the District.

12.3.3 Contractor agrees to pay (as Liquidated Damages and not as a penalty) the amounts set forth below:

Collection Reliability and Quality

For each failure over five (5) annually to commence service to a new Customer account within seven (7) days after order: \$150.00

For each failure over twenty-four (24) annually to Collect Discarded Materials which have been properly set out for Collection, from an established Customer account on the scheduled Collection day: \$150.00

For each failure to Collect Discarded Materials, which have been properly set out for Collection, from the same Customer on two (2) consecutive scheduled pickup days: \$150.00

For each occurrence over five (5) annually of damage to private property: \$250.00

For each occurrence over five (5) of discourteous behavior: \$250.00

For each failure over ten (10) annually to clean up Discarded Materials spilled by Contractor from Containers: \$150.00

For each occurrence over five (5) annually of Collecting Solid Waste, Recyclables or Organic Materials, during unauthorized hours: \$250.00

For each failure to respond to a Customer complaint within twenty-four (24) working hours \$100.00

Timeliness of Submissions to District

REPORTS Any report shall be considered late until such time as District receives a correct and complete report. For each calendar day a report is late, the daily assessment shall be:

Monthly Reports: For each infraction \$25 per day

Annual Reports: For each infraction \$50 per day

SB 1383 Related Events of Non-Performance

2022 COMMITTEE & SUBJECT MATTER ASSIGNMENTS

COMMITTEE ASSIGNMENTS TO OTHER AGENCY BOARDS AND COMMITTEES				Subject Matter Assignments / Expertise
SSLOCSO	White	Austin	1 st Wed/6:00 PM Mar-Jun / City of Arroyo Grande City Council Chamber 215 E. Branch, Arroyo Grande July-Oct / Oceano CSD Board Room 1655 Front St., Oceano Nov-Feb / City of Grover Beach City Council Chamber 154 S. 8 th Street, Grover Beach	Wastewater
Five Cities Fire Authority	White	Gibson	3 rd Fri./9:00 AM Grover Beach City Council Chamber 154 S. 8 th St. Grover Beach, CA 93433	Emergency Services
Water Resource Advisory Comm. (WRAC)	Austin	Gibson	1 st Wed/1:30 PM SLO City Council Chamber 990 Palm St. San Luis Obispo, CA 93401	Regional Water Programs
Regional Water Mgt. Group (RWMG – IRWMP)	Villa	Gibson	1 st Wed/10:00 AM SLO County New Government Center, Room 161/162 1055 Monterey Street, San Luis Obispo, CA 93401	Regional Water Programs
Zone 3 (Lopez Water)	Villa	Gibson	3 rd Thurs Odd/6:30 PM Varies	Water Supply Contracts
State Water Subcontractors	Villa	Gibson	Varies	Water Supply Contracts
OCSD AD HOC - COMMITTEE ASSIGNMENTS				
Fire Service Ad Hoc Committee	White	Gibson	Approved 6/08/2022	
LIAISON AND SUBJECT MATTER ASSIGNMENTS				
Airport Land Use	White		3 rd Wed/1:30PM County Government Center Board of Supervisors Chamber 1055 Monterey St Room D170 San Luis Obispo, CA 93401 (Currently Held Virtually)	
CA (Local) Special District's Association	Austin		Varies (Usually Noon Fri) every other month	
Zone 1/1A	Austin		3 rd Tues Odd/3:00PM Sheriff South Patrol Station 1681 Front St. (Highway 1) Oceano, CA 93445	
LAFCO	White		3 rd Thur/9:00AM County Government Center Board of Supervisors Chamber 1055 Monterey St San Luis Obispo, CA 93401 (Currently Held Virtually)	
RWQCB	Gibson		Odd Months/Varies	
NCMA	Gibson & White		Subject Matter Assignment	
SLOCOG Sedimentation	White		Varies	
Budgets, Fees and Customer Rates and Charges	Villa & Gibson		Subject Matter Assignment	
IWMA (Integrated Waste Management Advisory)	Villa & Gibson		2 nd Wed/1:30PM Varies (Currently Held Virtually)	