



LAKE SHASTINA COMMUNITY SERVICES DISTRICT

ORDINANCE 1-08

AN ORDINANCE OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS TO REDUCE CAPACITY OF WASTEWATER HANDLED BY THE SEWER EJECTOR STATIONS AND QUANTITY HANDLED AT THE WASTEWATER PONDS.

WHEREAS, it is the desire of the District to reduce capacity of wastewater being handled in the collection system, as well as the present sewer pond site; and

WHEREAS, the volume of wastewater reaching the sewer ponds shall in time dictate the size of treatment facility required to handled said volume of wastewater at the sewer pond site; and

WHEREAS, the line to the sewer pond site shall at a point in time be inadequate to handle the total flow from the District to the ponds; and

WHEREAS, the Lake Shastina collection system is comprised of multiple ejector pump stations (20) that have to handle unnecessary quantities of wastewater; and

WHEREAS, it is the responsibility of the District Board of Directors, on behalf of all users today and in the future, to take action that shall not only extend the useful life of assets, but also keep future improvement cost at a minimum.

NOW, THEREFORE, BE IT RESOLVED that prior to connecting any lateral to the sewer system, all toilets shall have a maximum flush capacity of 1.6 gallons per flush, or less. If this volume is raised or lowered in the uniform plumbing code, said capacity shall automatically change with the law.

It is hereby certified that the foregoing Ordinance No. 1-08 was duly introduced at a regular meeting of the Lake Shastina Community Services District on the 16th day of January, 2008 and adopted at a regular meeting of the Lake Shastina Community Services District on the 20th day of February, 2008.

ROLL CALL VOTE:

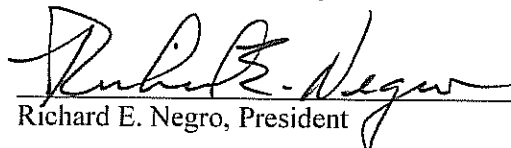
AYES: Directors Cupp, Dean, Negro, Roths and Wetter

NOES: None

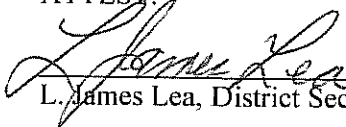
ABSENT: None

ABSTAIN: None

Lake Shastina Community Services District by:


Richard E. Negro, President

ATTEST:


L. James Lea, District Secretary

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A copy of the full body of the Ordinance is available, without charge, from the office of the Lake Shastina Community Services District, 16320 Everhart Drive, Weed, CA 96094.

Introduced:

First Reading	By Title and Summary
Second Reading	By Title and Summary

- 1). First Reading and Public Hearing – January 16, 2008**
- 2). Second Reading, Public Hearing and Adoption by Board – February 20, 2008**
- 3). Effective date of Ordinance, 30 days after Adoption – March 21, 2008**

- E. Status of implementation of full-time paid Fire Chief / Public Safety Administrator** – Received and Filed: Board and staff discussed item, comments were received from members of the audience. At this time, funding for a full-time paid Fire Chief is a concern for the Board. The Board agreed that this item would be tabled until after the Police Dept. funding concerns are resolved.
- F. Status of exercising latent power to form a "Recreation District"** – Received and Filed: The Board and staff had a brief discussion on the District forming a Parks and Recreation Dept. GM Lea stated that he would provide the Board with an analysis of pros and cons and other pertinent facts.

Item 10. NEW BUSINESS ----- Pres. Negro

- A. Discussion / Possible Action: request to waive Fire and Police tax on APN 20-050-180** – Received and Filed: Board discussed.

Motion by Dir. Roths second by Dir. Dean to approve waiving Fire and Police tax on APN 20-050-180, as was approved February 2005, to be reviewed every third year if not triggered by a change in use.

Ayes: Directors Cupp, Dean, Negro, Roths and Wetter

Noes: None

Absent: None

- B. Ordinance 1-08, re: reduction of capacity of wastewater handled by the sewer ejector stations and quantity handled at the wastewater ponds** – Received and Filed

1. First Reading
2. Public Hearing
3. Approval of First Reading

Pres. Negro opened the First Public Hearing at 6:48 p.m. Pres. Negro gave the First Reading, by summarizing contents of proposed Ordinance 1-08, which will require all future septic to sewer system conversions to comply with Uniform Plumbing Code requirements for toilets, which is presently 1.6 gallons per flush. Board discussed. Comments were received from two members of the audience. Pres. Negro closed the First Public Hearing at 6:55 p.m. and the Board approved the First Reading of proposed Ordinance 1-08. The Second Reading, Second Public Hearing and Adoption of Ordinance 1-08 will be on the February 20, 2008 Regular Meeting Agenda. If adopted, Ordinance 1-08 will become effective 30 days after adoption (March 21, 2008).

Motion by Dir. Cupp second by Dir. Roths to approve the First Reading of Ordinance 1-08, reduction of capacity of wastewater handled by the sewer ejector station and quantity handled at the wastewater ponds by mandating that, prior to sewer system lateral connections, toilets will comply with the Uniform Plumbing Code.

Ayes: Directors Cupp, Dean, Negro, Roths and Wetter

Noes: None

Absent: None

- C. Appoint 2008/2009 Budget Committee – {two (2) Board members}** – Received and Filed: Directors Dean and Roths volunteered to be on the 2008/2009 Budget Committee.

- D. Discussion: Property Tax Primer** – Received and Filed: GM stated that as of this date there has been no response from Mr. Elledge regarding the property tax primer document he provided to the District.

- E. Discussion / Possible Action: Siskiyou County's Special Districts Seminar** – Received and Filed: GM Lea, OM Bains and Dir. Roths will be attending the Special District Seminar; Pres. Negro may attend.

Item 11. PUBLIC COMMENT: None

Item 12. NEXT REGULAR MEETING: February 20, 2008 at 5:00 p.m. at the Administration Building. Open Session was adjourned at 7:00 p.m.

Item 13. CLOSED SESSION: Board went into Closed Session at 7:05 p.m.

- A. Existing Litigation** – (Gov. Code Section 54956.9)
1. Personnel
 - a. Status of Dunlevy W.C. Claim 2005032713
 - b. Status of Taormina W.C. Claim 2006051764
 - c. Status of Glass W.C. Claim 2006047935 & Discrimination Claim (Dept. of Fair Employment and Housing)
 2. Other Existing Litigation
 - a. Bare vs. District, Case No. SCCV-CV-98-1143
 - b. Bare vs. District, Case No. CVCV-041574
- B. Personnel: General Manager – Contract Negotiations**

Board returned from Closed Session, went into Open Session at 7:50 p.m., and took the following action:

- * consent 4. LAIF – Quarterly Report (March, June, September, December)
- * consent 5. Income Report – 2007/2008 – Received and Filed
- C. Fire Department-----FC Montreuil
- * consent 1. Written Report
- * consent 2. Activity Log
- D. Police Department-----PC Alves
- * consent 1. Written Report – Received and Filed
- a. Status of Speed Survey
- * consent 2. Activity Log – Received and Filed
3. **LS Police Department EMT Certification – Associated Costs** – Received and Filed: The Board received information on the costs associated with Police Dept. personnel receiving EMT certification. PC Alves asked the Board to consider options for compensating Police Dept. personnel once certified. The Board directed PC Alves to provide additional information for the Board to review.
- PC Alves reported that there are four applicants for the vacant Police Officer position; the process is not yet at a point to schedule interviews.
- PC Alves read a press release regarding the arson fires at three homes on Stag Street and the Administration Building.
- E. Sewer Department-----GM Lea
- * consent 1. Written Report
2. **Status of Wastewater Ponds** – Received and Filed: GM Lea reported that emergency ponds have been built due to one foot of freeboard, which is the distance to fill before overflowing, in the three existing ponds. GM Lea recommended that the District proceed by using District funds, if there is not enough time to obtain grant funding, to build new ponds as soon as a permit is issued by the RWQCB. Dir. Wetter stated that funding is available and that an income survey needs to be completed. The Board directed GM Lea to proceed with preparation to have pond(s) built.
- * consent 3. *Approval of Gravity Sewer Extension Unit 7-3 Lot 235* – Received and Filed
- Motion by Dir. Wetter second by Dir. Roths to approve gravity sewer extension Unit 7-3 Lot 235, estimated cost \$8,000; applicant to pay \$3,920, per memo dated January 28, 2008.**
- Ayes: Directors Cupp, Dean, Negro, Roths and Wetter**
- Noes: None**
- Absent: None**
- F. Water Department-----GM Lea
- * consent 1. Written Report
2. **Water Service Agreement – Lake Shastina Community Bible Church – Received and Filed:** The Board and staff discussed the present Bible Church's water service agreement and their verbal request to upgrade due to recent improvements. GM Lea stated that there has been no response to the letter dated December 27, 2007. The Board directed GM Lea to contact Pastor Nick Toroni regarding this matter.

Item 9. OLD BUSINESS-----Pres. Negro

- A. **Status of Police Department Budget / Funding Concerns:** Dir. Wetter reported that he will be rescheduling a meeting regarding establishing a format for the Town Hall Meeting.
- B. **Status of exercising existing latent power: Solid Waste – Received and Filed:** Item removed from Consent Agenda. Dir. Wetter reported that the District is looking into contracting with one vendor for garbage services, which would be billed by the District. Several members of the audience voiced opposition to the District being involved in solid waste collection. Pres. Negro stated that the Board would review this item further.
- C. **Status of Shasta River Total Maximum Daily Loads (TMDL) Action Plan by the North Coast Regional Water Quality Control Board (NCRWQCB)** – Received and Filed: Dir. Wetter reported that the Montague Water Conservation District is currently working on a preliminary plan.
- * consent D. *Status of Water Rates* – Received and Filed
- * consent E. *Status of forming new latent power: Parks and Recreation* – Received and Filed
- F. **Ordinance 1-08, re: reduction of capacity of wastewater handled by the sewer ejector stations and quantity handled at the wastewater ponds – Septic to District Sewer System – Received and Filed**
1. **Second Reading**
 2. **Public Hearing**
 3. **Approval of Second Reading and Adoption**

Pres. Negro opened the Second Public Hearing at 6:24 p.m. Pres. Negro gave the Second Reading, by summarizing contents of proposed Ordinance 1-08, which will require all future septic to sewer system conversions to comply with Uniform Plumbing Code requirements for toilets, which is presently 1.6 gallons per flush. Board discussed. Comments were received from one member of the audience. Pres. Negro closed the Second Public Hearing at 6:27 p.m. and the Board approved the Second Reading and Adoption of Ordinance 1-08. Ordinance 1-08 will become effective 30 days after adoption (March 21, 2008).

Motion by Dir. Cupp second by Dir. Wetter to approve the Second Reading and Adoption of Ordinance 1-08, re: sewer system hookup – toilet requirement.

Ayes: Directors Cupp, Dean, Negro, Roths and Wetter

Noes: None

Absent: None

G. Status of 2008/2009 Budget: OM Bains reported that she will contact the Budget Committee to schedule a workshop.

* consent **H. Status of Incorporation – Received and Filed**

Item 10. NEW BUSINESS-----Pres. Negro

* consent **A. Cost of Living Adjustment (C.O.L.A.), effective July 1, 2008 – Received and Filed**

B. Discussion / Possible Action: agreement to upgrade to a one-inch water meter – Unit 8-1 Lot 220 – Received and Filed: Board and staff discussed.

Motion by Dir. Cupp second by Dir. Roths to approve agreement with owners of Unit 8-1 Lot 220 to upgrade to a one-inch water meter.

Ayes: Directors Cupp, Dean, Negro, Roths and Wetter

Noes: None

Absent: None

C. Discussion / Possible Action: update to Personnel Policy, Section 1010.20 Hours of Work and Lunch Hours – Received and Filed: Board and staff discussed.

Motion by Dir. Roths second by Dir. Wetter to approve update to Personnel Policy, Section 1010.20 which pertains to hours of work and lunch hours, per memo dated February 12, 2008.

Ayes: Directors Cupp, Dean, Negro, Roths and Wetter

Noes: None

Absent: None

D. Discussion / Possible Action: Purchase new emergency pump for wastewater system – Received and Filed: Board and staff discussed the need to purchase a new emergency pump for the wastewater system.

Motion by Dir. Wetter second by Dir. Roths to approve purchase of new emergency pump for wastewater system, not-to-exceed \$15,000, per memo dated February 15, 2008.

Ayes: Directors Dean, Negro, Roths and Wetter

Noes: None

Absent: Director Cupp

E. Status: Vandalism – Received and Filed: Item removed from Consent Agenda. Pres. Negro read report of vandalism that occurred at the LSPOA Community Center Building and at various Sewer and Water Stations.

F. Discussion / Possible Action: Well 4 pump repair / purchase and installation of sand separator – Received and Filed: Board and staff discussed the need to purchase a new pump with a sand separator for Well 4.

Motion by Dir. Wetter second by Dir. Roths to approve upgrading Well 4 pump by purchasing a new pump with a sand separator, with soft start technology; the most feasible pump for the location.

Ayes: Directors Dean, Negro, Roths and Wetter

Noes: None

Absent: Director Cupp

Item 11. PUBLIC COMMENT: Lindi Orlandi, Jan Dahlke, Toni Lombard, Al Brezinsky

Item 12. NEXT REGULAR MEETING: March 19, 2008 at 5:00 p.m. at the Lake Shastina Golf Resort Banquet Room.

Open Session was adjourned at 6:58 p.m.

Item 13. CLOSED SESSION: Board went into Closed Session at 7:05 p.m.

A. Existing Litigation – (Gov. Code Section 54956.9)

1. Personnel

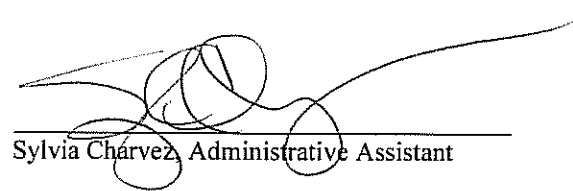
a. Status of Dunlevy W.C. Claim 2005032713

AFFIDAVIT OF POSTING NOTICE
ORDINANCE 1-08

First Reading and Public Hearing: On January 11, 2008, I, Sylvia Charvez, gave copies of the January 16, 2008, Public Hearing Notice (January 16, 2008 LSCSD Regular Meeting Agenda) regarding Ordinance 1-08 to Police Department, it was posted on January 11, 2008 at the locations listed below within the District (Number 1. was posted by me on January 11, 2008, along with a copy of proposed Ordinance 1-08).

Second Reading, Public Hearing and Adoption: On February 15, 2008, I, Sylvia Charvez, gave copies of February 20, 2008 Public Hearing Notice (February 20, 2008 LSCSD Regular Meeting Agenda) regarding Ordinance 1-08 to Police Department, it was posted on February 15, 2008 at the locations listed below within the District (Number 1. was posted by me on February 15, 2008, along with a copy of proposed Ordinance 1-08).

1. Administration Office, 16320 Everhart Drive. Weed CA
2. Police/Fire Station, 16309 Everhart Drive, Weed CA
3. Lake Shastina Community Center – Exterior Bulletin Board
15244 Driftwood Lane
4. Lake Shastina Bulletin Boards – Elk Trail Road,
Pinehill Road/Lakes Shastina Drive,
Lake Short Drive (Bus Stop)
Rancho Hills Entrance



Sylvia Charvez, Administrative Assistant

AFFIDAVIT OF PUBLICATION

LAKE SHASTINA COMMUNITY
SERVICES DISTRICT
16320 EVERHART DRIVE
WEED, CA 96094

RECEIVED
FEB 28 2008

BY:.....

IN THE MATTER OF
ORDINANCE 1-08
SUMMARY

STATE OF CALIFORNIA) ss:
County of Siskiyou)

LORI SETZER

ORDINANCE 1-08
SUMMARY
First Reading and Public
Hearing - January 16, 2008
Second Reading, Public
Hearing and Adoption by
Board - February 20, 2008
Effective date of Ordinance -
March 21, 2008

An ordinance of the Lake
Shastina Community
Services District Board of
Directors to reduce capacity
of wastewater handled by the
collection system and waste-
water ponds. Prior to con-
necting any lateral to the
sewer system, all toilets shall
have a maximum flush
capacity of 1.6 gallons per
flush, or less. If this volume
is raised or lowered in the
uniform plumbing code, said
capacity shall automatically
change with the law.

ROLL CALL VOTE:
AYES: Directors Cupp,
Dean, Negro, Robs and
Wetter
NOES: None
ABSENT: None
ABSTAIN: None
Signed by:
Richard E. Negro,
LSCSD President
Attest by:
L. James Lea,
LSCSD Secretary
News #2865 Pub. Feb. 27,
2008

of said County, being duly sworn, deposed and says: THAT she is and at all times herein mentioned was a citizen of the United States of America, over the age of twenty-one years, and that she is not, nor was she at any of the times hereinafter named a party to, nor interested in the above entitled matter; that she is the PRINCIPAL CLERK OF THE PRINTER of THE SISKIYOU DAILY NEWS, a newspaper of general circulation, printed and published in the City of Yreka, County of Siskiyou, State of California, and which newspaper is published for the dissemination of local and telegraphic news and intelligence of a general character, and which newspaper at all times herein mentioned had and still has a bona fide subscription list of paying subscribers, and which newspaper has been established, printed and published at regular intervals in the said City of Yreka, County of Siskiyou, State of California, for a period exceeding one year next preceding the date of publication of the notice hereinafter referred to; and which newspaper is not devoted to nor published for the interests, entertainment or instruction of a particular class, profession, trade, calling, race or denomination, or any number of same; that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof, on the following; dates, to-wit:

FEBRUARY 27, 2008

Siskiyou Daily News adjudicated May 18, 1953, No. 5190

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Signed) Lori Setzer
Date: 2-27-08