

MUIR BEACH COMMUNITY SERVICES DISTRICT

19 Seacape Drive . Muir Beach, CA 94965 . 415-388-7804 . www.muirbeachcsd.com



Wed, June 17, 2015
7:00 PM – Regular Meeting
6:30 PM – Closed Session

Board of Directors
Community Center
19 Seacape Drive
Muir Beach, CA 94965

SPECIAL NEEDS

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the District Manager at 415-388-7804. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure participation in the meeting.

AGENDA

Item 1 CLOSED SESSION ITEM

The California Government Code provides that certain matters such as litigation, personnel matters, and real estate negotiations may be conducted in closed session. The matters shall be identified as set out below. After any closed session, the legislative body shall reconvene in open session prior to adjournment and make disclosure of action taken during the closed session.

Public Employee Performance Evaluation – Title: District Manager, authorized by CA Gov't Code Section 54954.5(e)

Item 2 CALL TO ORDER

Steve Shaffer, Board President
Paul Jeschke, Board Vice President
Scott Bender, Director
Peter Lambert, Director

Sharry Mullin, Meeting Secretary

Item 3 DISCLOSURE OF ACTION TAKEN DURING CLOSED SESSION

Item 4 BOARD VACANCY

County Counsel will provide a letter providing its interpretation of what has transpired and what the Board's responsibilities are.

Item 5 APPROVAL OF MINUTES

As attached: Draft Minutes from May 28, 2015 meeting.

Item 6 NATIONAL PARK SERVICE REPORT

Representatives of the National Park Service may be present to update the community on NPS projects. In accordance with a prior understanding, NPS will provide us with a list of topics to be discussed.

Item 7 FIRE DEPARTMENT

Report by Fire Chief – Steve Wynn may be available to provide a brief update to the Board on the activities of the fire department.

Item 8 SELECTION OF DISTRICT MANAGER

The Board will discuss how it intends to fill the position of District Manager, as well as if a separate consultant should be retained to manage the Sunset-Cove project.

Item 9 RECREATION ITEMS

To be discussed if raised by members of the community.

Item 10 PUBLIC OPEN TIME

The Brown Act provides that no action or discussion shall be undertaken on any item not published on this agenda. This is intended to let people know a topic is up for discussion so they can decide whether to attend a meeting. That said, items may be proposed by members of the audience during public open time for inclusion in future agendas, and brief responses may be made to questions posed to Board members or staff. In addition:

1. *Topics should be within the four powers of the CSD ((1) water, (2) roads, (3) fire, & (4) recreation).*
2. *The topic should not be elsewhere on the agenda.*
3. *Public comments are limited to 3 minutes per speaker, unless waived by the Board.*
4. *The period for public open time is limited to 15 minutes, unless waived by the Board.*

Item 11 SELECTION OF DATE FOR NEXT MEETING – The fourth Thursday of the month is July 23rd.

Item 12 ADJOURNMENT

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2
3 **Item 4 FIRE DEPARTMENT**
4

5 **Report by Fire Chief** – The Fire Department has a new recruit that it is excited about - a San Francisco
6 fireman who will be living in Muir Beach for a year. The Department has started a Junior Muir Beach Fire
7 Fighter's group. The Boy Scouts and the Fire Department are going to do a joint event in August. Cal
8 Fire bought a new hoist on a helicopter they have and Muir Beach will be drilling with them.
9

10 Engine 676 is in need of a new pump at a cost of \$26,423.36. After some discussion, the following
11 motion was made:

12
13 MOTION: To allocate \$26,423.36 for the purchase of a new pump for 676.
14 Moved: Scott Bender, seconded by Peter Lambert
15 Vote: AYES: Lambert, Bender, Jeschke
16
17

18 Mike Moore reported that the VFA would like to receive a biannual report of expenditures of the Fire
19 Department that are paid from the annual fire tax revenues. They would also like to know the current
20 balance in the fire tax fund. The VFA has substantial funds of its own on reserve for building the new fire
21 house.
22

23 A collaborative, multi-agency decision was made that a siren is needed in Muir Beach to warn residents
24 and beach-goers in the event of a tsunami. It would be triggered by the MIRA System. A 100%
25 consensus from the Muir Beach community is wanted. The testing schedule would be determined by the
26 community.
27

28 **Item 5 DISTRICT MANAGER REPORT**
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30 **Sunset Way Cove Lane Project –**

31
32 Scott Bender (sitting in for Paul Jeschke), Steve Wynn, Gerry Pearlman, Linda Lotriet and Leighton Hills
33 met with the land use Division of the County's Department of Public Works, which will be processing any
34 Coastal Permit required for the project. DPW had Fire Marshal Scott Alber present to advise DPW as to
35 the fire safety requirements. Also present were Irving Schwartz and Mike Evans, the CSD's design
36 engineers for the project.
37

38 One outcome of the meeting was that smaller turnarounds could be constructed if the CSD could
39 demonstrate that modern fire trucks had smaller turning radii than the radii that the current standards are
40 based on.
41

42 Leighton offered no comments on the Cove Lane part of the discussion due to his recusal on that topic.
43

44 Residents asked many questions regarding that meeting and a contentious discussion ensued.
45

46 Arlene read the following statement and asked that it be entered into the minutes:
47
48

49 *A Request for Information –*

50
51 *I understand that the drain pipe at the end of Cove Lane may need to be replaced with a larger pipe. I*
52 *would like to see the report before anything goes forward with this proposed project. It is a good idea to*
53 *obtain a second opinion to the current report as a large sum of money is involved. We need to look at the*
54 *alternatives before determining the best approach. Any proposal needs to be presented to me in writing if*
55 *it, in any way, involves my property. It also should be noted that water in the current pipe has not*

1 overflowed at all since 1983. At that time, as would be expected, the water went to the ocean with no
2 damage to anything. I look forward to any new reports and a response in writing.

3
4 Arlene Robertson
5 May 28, 2015
6 CSD Meeting
7

8
9 Linda Lotriet wanted to know what permits were needed and what conditions would trigger them. Based
10 on input from the CSD's planning consultant, Scott Hochstrasser, Leighton explained the triggers for the
11 Coastal Permit. In the context of the County issuing a Coastal Permit, fire safety requirements would be
12 looked at.

13
14 There was an extensive discussion regarding the drainage culvert at the bottom of Cove Lane. Many
15 questioned the need for any work to be done on Cove Lane. The result of that discussion was the
16 following motion:

17
18 MOTION: To examine separating the Cove Lane part of the project from the Sunset
19 Way improvement project.
20 Moved: Scott Bender, seconded by Paul Jeschke
21 Vote: AYES: Lambert, Jeschke, Bender
22
23

24 The condition of the culvert at the end of Sunset Way is also an issue. A request for a second opinion on
25 the design there was made. A \$150,000 budget allocation had been made for the engineering aspects of
26 the overall project, plus other capital improvement projects that were not pursued. The Board agreed that
27 the full \$150,000 should then be available for this project, therefore not requiring a new authorization.
28 Those funds will cover the cost of a second opinion.

29
30 Concerns were expressed about how long the project will take to complete. DPW needs to do an
31 environmental review and because of the part of the project at the top of Cove Lane and proximity to the
32 creek, the environmental review could be lengthy.

33 34 **Item 6 RECREATIONAL ITEMS**

35 36 **Fire Department BBQ –**

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38 Mike Moore reported that the BBQ grossed \$58,447 and was generally a success.
39

40 **Item 7 PUBLIC OPEN TIME**

41
42 Gerry passed out some information regarding access to Spindrift Point. Any questions or comments
43 should be directed to Gerry.
44

45 Tayeko expressed confusion about the how the CSD represents the community in dealing with outside
46 agencies. This led to a discussion of an effort by Congressman Jared Huffman to assemble, on a
47 confidential basis, certain interested parties to iron out differences regarding a forthcoming MOU between
48 the County and the NPS. The MOU will now be the subject of full public discussion and public hearing at
49 the Board of Supervisors office. Huffman asked that a representative from the CSD attend the meetings.
50 Representatives of the Mt. Tam Task Force and of the Muir Beach Association also attended. A couple
51 of days ago, there was a public meeting to describe what the group had accomplished.
52

53 **Item 8 SELECTION OF DATE FOR NEXT MEETING**

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55 The date for the next meeting was set for Wednesday, June 17, 2015.
56

1 **Item 9 ADJOURNMENT**

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3 The meeting was adjourned at approximately 10:57 PM.