#### GARBERVILLE SANITARY DISTRICT BOARD OF DIRECTORS MEETING AGENDA

# There will be a regular meeting held by the Garberville Sanitary District Board of Directors at the GSD District Office 919 Redwood DR. Garberville, CA

<u>Date of Meeting: September 27th, 2022</u> 5:00 p.m. – Open Public Session

Any writings or documents that are public records and are provided to a majority of the governing board regarding an open session item on this agenda will be made available for public inspection in the District Office located at 919 Redwood Dr. during normal business hours.

NOTE: The Board of Directors may require staff and the public to participate, via teleconference or Otherwise electronically. This meeting is compliant with AB361 which allows for a deviation of Teleconference rules required by the Brown Act during a proclaimed state of emergency.

I.	REGULAR MEETING CALLI	ED TO ORDER	
II.	ESTABLISHMENT OF QUOR Rio Anderson, Doug Bryan		omas
III.	APPROVAL OF AGENDA - Actitems must be taken prior to adoption of		ortion of the agenda or to discuss any consent agenda
IV.	THE BOARD WILL ENTER O	CLOSED SESSION	(5:00pm)
	Questions or Comments abo	ut Closed Session Items	
	1. Conference with Real Pr	roperty Negotiators (Govern	nment Code § 54956.8):
	Property: Approximately (u	<u>undetermined)</u> acres of land	and is a portion of the
	parcel designated as Assess APN 031-211-021, APN 223		031-211-010, APN 031-211-012, 3
			Gans (GSD attorney) will participate and ns, Ground Lease and Development
	(discussion—possible	e action)	
	Motion:	Second:	Vote:
	2. CONFERENCE WITH	LEGAL COUNSEL—AN	TICIPATED LITIGATION (Gov. Code
		(3)): One Claim, Claimant:	: (Richard and Hope Lamb) Pgs. 4-15
	Motion:	Second:	Vote:
		0.27	

#### V. <u>RETURN TO OPEN SESSION</u>

Report of any actions taken in Closed Session

Government Code Section 54954.3 provides that the public will have an opportunity to address the Board on any item described on a regular or special meeting either before or during the consideration of that item. The Board reserves the right to limit the time of presentation by individuals and groups

#### VI. OPEN SESSION

#### VII. COMMENTS AND QUESTIONS FROM THE AUDIENCE

Up to fifteen minutes of this portion of the meeting are reserved for members of the public to address the Board on items not listed on the agenda and within the jurisdiction of the GSD Board. Speakers are limited to 3 minutes. The GSD Board is prohibited by law from taking action on matters discussed that are not on the Agenda, and no adverse conclusions should be drawn if the GSD Board does not respond to public comment at this time.

#### **General Public / Community Groups**

#### **Remote Public Comments:**

1. Submit written public comments to [insert email address]. Emails are distributed to the Garberville Board of Directors and staff. To ensure the GSD Board has the opportunity to review information prior to the meeting, send emails by 1 p.m. on meeting date.

#### VIII. ANNOUNCEMENTS AND COMMUNICATIONS

**REPORTS AND PRESENTATIONS** – Routine report of activities, operations, meetings / conferences held and/or attended by Board members, Staff, and General Manager

**Operations Staff-**

**River Level and Operational Demands** 

Office Staff- Problems with Customer service charge assistance (Mary)

**Board Members-**

Correspondence- Board Member Candidate Appointments Pg. 16

General Manager—Ralph Emerson Pg. 17

#### IX. REGULAR AGENDA ITEMS

#### A. CONSENT AGENDA

#### **Notice to the Public**

All matters listed under Consent Agenda are considered to be routine and non-controversial, require no discussion and are expected to have unanimous Board support and may be enacted by the Board by one motion and voice vote. There will be no separate discussion of these items; however, before the Board votes on the motion to adopt, members of the Board may request that specific items be removed from the Consent Agenda for separate discussion and action. Any items will be considered after the motion to approve the Consent Agenda as time permits.

- A.1 Approve Financials Date **No Financials**
- A.2 Approve August, 23rd, 2022 Regular Meeting Minutes pg. 18-20
- A.3 Operations Safety Report- pg. 21-23

Motion: Second: Vote:

#### **B.** GENERAL BUSINESS – Action items

#### **Notice to the Public**

The Board of Directors will allow public comment on agenda items at the time the agenda item is considered. However We ask that any person who wishes to speak on an agenda item submit a request prior to the meeting being called to order. You will be given 5 minutes on each agenda item that you wish to comment on and the Board of Directors will discuss the item amongst themselves with <u>no other public comment</u>.

B.1 <u>Tank Replacement Project Update</u> pg. 24-31

(discussion—possible action) Jennie

**Motion:** Second: Vote:

B.2 Generator grant application update pg. 32-49

(discussion-possible action)

B.3 Update on Southern Humboldt Community Park pg. 50-51

(discussion-possible action)

Motion: Second: Vote:

B.4 LAFCO Board Member Nominations pg. 52-53

(action requested)

Motion: Second: Vote:

B.5 Multiple Water Meters Discontinued Service Policy

(Discussion-possible action) information at meeting

Motion: Second: Vote:

B.6 <u>Cannabis Dispensary Approval Request</u> pg. 54-58

(Discussion-possible action)

Motion: Second: Vote:

#### C. POLICY REVISION / ADOPTION

C.1 Required Water Meter Discontinuance—Sec 10.9a pg. 59-62

(discussion—action requested) 2<sup>nd</sup> reading

Motion: Second: Vote:

#### X. <u>ITEMS FOR NEXT BOARD MEETING</u>

- 1. Tank Replacement Project
- 2. Conference with Real Property Negotiators
- 3. River and Drought Conditions
- 4. Water Meter Discontinuance-Policy

#### XI. ADJOURNMENT

The GSD Board meeting agenda will be posted at the District Office no later than. Date: Saturday, September 24<sup>th</sup>, 2022. The agenda will be on the GSD website and is emailed to the local newspapers and those who have requested an agenda in writing or e-mail.

In accordance with the Americans with Disabilities Act, if you need a special accommodation to participate, please contact the Garberville Sanitary District Office at (707)923-9566 at least 48 hours in advance.



#### COUNTY OF HUMBOLDT CLAIM FOR DAMAGES

#### PLEASE COMPLETE BOTH PAGES OF THIS FORM AND BE SURE IT IS DATED AND SIGNED.

This claim must be filed with the Clerk of the Board of Supervisors within six (6) months after the accident or event. Where space is insufficient, please use additional paper and identify information by paragraph number. When the claim is complete, bring or mail to: **Humboldt County Clerk of the Board, Courthouse, 825 5th Street, Room 111, Eureka, California 95501-1153.** 

<b>CLAIMANT</b>	
Name:	Richard Lamb
Address:	c/o The Zwerdling Law Firm, LLP
	937 6th Street, Eureka CA 95501
Telephone:	(707) 798-6211
SSN:	
DOB:	
Name: Address: Telephone: SSN:	c/o The Zwerdling Law Firm, LLP 937 6th Street, Eureka CA 95501

The undersigned respectfully submits the following claim and information:

- 1. Mailing address to which claimant desires notices to be sent, if other than above:
- 2. Date, time and place of occurrence or transaction which gives rise to this claim:

Date: March 16, 2022

Time: 11:00 a.m.

Place: 929 Redwood Drive, Garberville, CA in the parking lof area immediately adjacent to Melville Road.

(Photo of dangerous condition in Attachment A.)

- 3. Specify the particular act/omission and circumstances which you believe caused the injury and/or damage:
  - Claimant's wife, Hope Lamb was parked in a parking space in the Feather Rose parking lot immediatley to the right of a "trench". Ms.Lamb retreived bags from the back of her vehicle to be dontated to Feather Rose. After closing the trunk, Ms. Lamb turned to walk towards the Feather Rose entrance and stepped near the ledge of a signiciant defect in the pavement near the edge of Melville Road which caused her to twist her ankle and fall. As a result of the fall Ms. Lamb sustained serious injuries. Claimant has a claim for Loss of Consortium.
- 4. Name(s) of employee(s) of County of Humboldt that you believe caused the injury/loss: See Attachment A

5.	Description of property damaged: See Attachment A.				
6.	Owner of property damaged:				
7.	Description of personal injury (if no personal injury, please state "None"): Loss of Consortium.				
8.	Name(s) of any other person(s) injured: Hope Lamb				
9.	Names, addresses and telephone numbers of witnesses, doctors, hospitals, etc.:				
	a) City Ambulance, P.O. Box 742464, Los Angeles, CA 90074; b) Jerold Phelps Community Hospital, 733 Cedar Street, Garberville, CA 95542; c) John Kurlyo, M.D., 2826 Harris Street, Eureka, CA 95503 Witnessed by Mr. Lamb's granddaughter - Can be located through counsel.				
10.	Amount of reimbursement claimed, with computation. Please attach any supporting bills, receipts, or estimates of cost:  See Attachment A.				
11.	Any additional information which may be helpful in considering this claim:				
	RNING! IT IS A CRIMINAL OFFENSE TO FILE A FALSE CLAIM (Penal Code Section 72; rance Code Section 556).				
know	e read the matters and statements made in the above claim and I know the same to be true of my own redge, except as to those matters stated upon information or belief and as to such matters I believe the to be true. I certify under penalty of perjury that the foregoing is true and correct.				
	ed this				



PHOTO OF THE DANGEROUS CONDITION

## **Claimant Information**

1. Claimant's Name
Richard Lamb

Claimant claims damages from GARBERVILLE SANITARY DISTRICT as follows:

Claimant's postal address for this claim is: c/o THE ZWERDLING LAW FIRM, LLP, 937 6th STREET, EUREKA, CA 95501.

The post office address to which Claimant desires notices to be sent is: c/o THE ZWERDLING LAW FIRM, LLP, 937 6<sup>th</sup> STREET, EUREKA, CA 95501.

The claim is based on the personal injuries sustained by Claimant Richard Lamb's legal wife, Hope Lamb.

On or about March 16, 2022, at approximately 11:00 a.m., in the parking lot of 929 Redwood Drive, Garberville, CA (hereinafter the "ACCIDENT LOCATION."). Hope Lamb was parked in a parking space in the Feather Rose parking lot immediately to the right of a "trench" that bordered Melville Road and near a covering labeled WATER. Ms. Lamb retrieved bags from the back of her vehicle to be donated to Feather Rose. After closing the trunk of her vehicle Claimant turned to walk towards the Feather Rose entrance and stepped near the ledge of a dangerous condition and significant defect in the pavement (seen above), which caused her fall and suffer serious injuries. Claimant Richard Lamb has a claim for Loss of Consortium as a result of Hope Lamb's injuries.

Claimant alleges that this incident to some extent was caused by GARBERVILLE SANITARY DISTRICT and/or its employees by reason of, among others the following acts and/or omissions:

GARBERVILLE SANITARY DISTRICT negligently and carelessly designed, warned, failed to

warn, constructed, created, maintained, repaired, owned, operated, controlled, signed, and regulated the aforementioned ACCIDENT LOCATION, thereby creating a dangerous condition due to:

- Failure to warn of, and/or prevent and/or correct a "dangerous condition" (the significant defect in the pavement) (a condition of property that creates a substantial [as distinguished from a minor, trivial or insignificant] risk of injury when such property or adjacent property is used with due care in a manner in which it is reasonably foreseeable that it will be used) on, or immediately adjacent to, public property;
- Failure to adequately provide maintenance, configuration, repair and ownership of the dangerous condition described above;
- Negligence in the maintenance, configuration, repair and ownership of the dangerous condition described above;
- Failure to adequately warn of the dangerous and unsafe conditions as set forth above.

The aforesaid acts and omissions of GARBERVILLE SANITARY DISTRICT created and

caused dangerous conditions in that said conditions created a substantial risk of the type of injury hereinafter alleged when the property was used in a foreseeable manner.

Claimant is informed and believes and therefore alleges that GARBERVILLE SANITARY DISTRICT had actual and/or constructive notices of the defective and substantially dangerous conditions a sufficient time prior to Claimant's injuries to have taken measures to protect against the dangerous conditions. The actual notice existed because GARBERVILLE SANITARY DISTRICT and/or its employees and agents had actual knowledge of the existence of the conditions and knew, or should have known, of its dangerous character since GARBERVILLE SANITARY DISTRICT and/or its

employees and agents owned, constructed, maintained and created by direction said conditions. Constructive notices existed because the conditions had existed for such a period of time and was of such an obvious nature that GARBERVILLE SANITARY DISTRICT, in the exercise of due care, should have discovered the conditions and their dangerous character. The existence of the conditions and their dangerous character would have been discovered by an inspection system that was reasonably adequate to inform GARBERVILLE SANITARY DISTRICT whether the property was safe for use or uses for which GARBERVILLE SANITARY DISTRICT used or intended others to use the public property and for uses that GARBERVILLE SANITARY DISTRICT actually know others were making of the public property, including but not limited to visual inspections of the ACCIDENT LOCATION in use. During the course of any such reasonably adequate inspection, GARBERVILLE SANITARY DISTRICT would have discovered the conditions, and their dangerous character, as listed above.

As a proximate and direct result of the subject incident, Claimant Richard Lamb claims damages for Loss of Consortium. Claimant has incurred and will incur damages arising therefrom. The amounts of said damages have not been obtained and will be provided at later time. The amount claimed exceeds ten thousand dollars (\$10,000.00) as of the date of the presentation of this claim.



## COUNTY OF HUMBOLDT CLAIM FOR DAMAGES

#### PLEASE COMPLETE BOTH PAGES OF THIS FORM AND BE SURE IT IS DATED AND SIGNED.

This claim must be filed with the Clerk of the Board of Supervisors within six (6) months after the accident or event. Where space is insufficient, please use additional paper and identify information by paragraph number. When the claim is complete, bring or mail to: **Humboldt County Clerk of the Board, Courthouse, 825 5th Street, Room 111, Eureka, California 95501-1153.** 

**CLAIMANT** 

Name:

Hope Lamb

Address:

c/o The Zwerdling Law Firm, LLP

937 6th Street, Eureka CA 95501

Telephone:

(707) 798-6211

SSN:

DOB:

9/9/47

The undersigned respectfully submits the following claim and information:

- 1. Mailing address to which claimant desires notices to be sent, if other than above:
- 2. Date, time and place of occurrence or transaction which gives rise to this claim:

Date: March 16, 2022

Time: 11:00 a.m.

Place: 929 Redwood Drive, Garberville, CA in the parking lof area immediately adjacent to Melville Road.

(Photo of dangerous condition in Attachment A.)

3. Specify the particular act/omission and circumstances which you believe caused the injury and/or damage:

Claimant was parked in a parking space in the Feather Rose parking lot immediately to the right of a "trench".

Claimant retreived bags from the back of her vehicle to be dontated to Feather Rose. After closing the trunk, Claimant turned to walk towards the Feather Rose entrance and stepped near the ledge of a significant defect in the pavement near the edge of Melville Road which caused her to twist her ankle and fall. As a result of the fall Claimant sustained serious injuries.

4. Name(s) of employee(s) of County of Humboldt that you believe caused the injury/loss: See Attachment A

5.	See Attachment A.				
6.	Owner of property damaged:				
7.	Description of personal injury (if no personal injury, please state "None"): Claimant sustained a serious injury to her right ankle, including right ankle bimalleolar fracture, Weber A pattern and displaced medial malleolus.				
8.	Name(s) of any other person(s) injured: Loss of Cosortium to Richard Lamb.				
9.	Names, addresses and telephone numbers of witnesses, doctors, hospitals, etc.:				
	a) City Ambulance, P.O. Box 742464, Los Angles, CA 90074; b) Jerold Phelps Community Hospital, 733 Cedar Street, Garberville, CA 95542; C) John Kurylo, M.D., 2826 Harris Streete, Eureka, CA 95503; Witnessed by Ms. Lamb's granddaughter - Can be located through counsel.				
10.	Amount of reimbursement claimed, with computation. Please attach any supporting bills, receipts, or estimates of cost:  See Attachment A.				
11.	Any additional information which may be helpful in considering this claim:				
	RNING! IT IS A CRIMINAL OFFENSE TO FILE A FALSE CLAIM (Penal Code Section 72: rance Code Section 556).				
know	e read the matters and statements made in the above claim and I know the same to be true of my own vledge, except as to those matters stated upon information or belief and as to such matters I believe the to be true. I certify under penalty of perjury that the foregoing is true and correct.				
	ed this				

ATTACHMENT A

PHOTO OF THE DANGEROUS CONDITION

## **Claimant Information**

1. Claimant's Name Hope Lamb

Claimant claims damages from GARBERVILLE SANITARY DISTRICT as follows:

Claimant's postal address for this claim is: c/o THE ZWERDLING LAW FIRM, LLP, 937 6<sup>th</sup> STREET, EUREKA, CA 95501.

The post office address to which Claimant desires notices to be sent is: c/o THE ZWERDLING LAW FIRM, LLP, 937 6th STREET, EUREKA, CA 95501.

The claim is based on the personal injuries sustained by Claimant Hope Lamb.

On or about March 16, 2022, at approximately 11:00 a.m., in the parking lot of 929 Redwood Drive, Garberville, CA (hereinafter the "ACCIDENT LOCATION."). Claimant was parked in a parking space in the Feather Rose parking lot immediately to the right of a "trench" that bordered Melville Road and near a covering labeled WATER. Claimant retrieved bags from the back of her vehicle to be donated to Feather Rose. After closing the trunk of her vehicle Claimant turned to walk towards the Feather Rose entrance and stepped near the ledge of a dangerous condition and significant defect in the pavement (seen above), which caused her fall and suffer serious injuries.

Claimant alleges that this incident to some extent was caused by GARBERVILLE SANITARY DISTRICT and/or its employees by reason of, among others the following acts and/or omissions:

GARBERVILLE SANITARY DISTRICT negligently and carelessly designed, warned, failed to warn, constructed, created, maintained, repaired, owned, operated, controlled, signed, and regulated the aforementioned ACCIDENT LOCATION, thereby creating a dangerous condition due to:

> Failure to warn of, and/or prevent and/or correct a "dangerous condition" (the significant defect in the pavement) (a condition of property that

creates a substantial [as distinguished from a minor, trivial or insignificant] risk of injury when such property or adjacent property is used with due care in a manner in which it is reasonably foreseeable that it will be used) on, or immediately adjacent to, public property;

- Failure to adequately provide maintenance, configuration, repair and ownership of the dangerous condition described above;
- Negligence in the maintenance, configuration, repair and ownership of the dangerous condition described above;
- Failure to adequately warn of the dangerous and unsafe conditions as set forth above.

The aforesaid acts and omissions of GARBERVILLE SANITARY DISTRICT created and caused dangerous conditions in that said conditions created a substantial risk of the type of injury hereinafter alleged when the property was used in a foreseeable manner.

Claimant is informed and believes and therefore alleges that GARBERVILLE SANITARY DISTRICT had actual and/or constructive notices of the defective and substantially dangerous conditions a sufficient time prior to Claimant's injuries to have taken measures to protect against the dangerous conditions. The actual notice existed because GARBERVILLE SANITARY DISTRICT and/or its employees and agents had actual knowledge of the existence of the conditions and knew, or should have known, of its dangerous character since GARBERVILLE SANITARY DISTRICT and/or its employees and agents owned, constructed, maintained and created by direction said conditions. Constructive notices existed because the conditions had existed for such a period of time and was of such an obvious nature that GARBERVILLE SANITARY DISTRICT, in the exercise of due care, should have discovered

the conditions and their dangerous character. The existence of the conditions and their dangerous character would have been discovered by an inspection system that was reasonably adequate to inform GARBERVILLE SANITARY DISTRICT whether the property was safe for use or uses for which GARBERVILLE SANITARY DISTRICT used or intended others to use the public property and for uses that GARBERVILLE SANITARY DISTRICT actually know others were making of the public property, including but not limited to visual inspections of the ACCIDENT LOCATION in use. During the course of any such reasonably adequate inspection, GARBERVILLE SANITARY DISTRICT would have discovered the conditions, and their dangerous character, as listed above.

As a proximate and direct result of the subject incident, Claimant Hope Lamb claims damages for the serious injuries she sustained. Claimant has incurred and will incur medical expenses, and/or other damages arising therefrom. The amounts of said damages have not been obtained and will be provided at later time. The amount claimed exceeds ten thousand dollars (\$10,000.00) as of the date of the presentation of this claim.



## COUNTY OF HUMBOLDT Office of Elections & Voter Registration

2426 6<sup>th</sup> Street Eureka, CA 95501-0788 707-445-7481 Fax 707-445-7204

TO:

Garberville Sanitary District

PO Box 211

Garberville, CA 95542

FROM:

Christina Strevey, Administrative Analyst

DATE:

September 9, 2022

SUBJECT:

Statewide General Election on November 8, 2022

**Candidacy Results** 

#### IN LIEU OF ELECTION

Pursuant to Election Code, Section 10515, when the number of qualified candidates filing for a seat equals the number of available seats, those qualified candidates shall be appointed in lieu of election by the Humboldt County Board of Supervisors. The Office of Elections received declarations of candidacy from the following qualified candidates:

Office/Trustee Area	Name	Term
Director	JULIE LYON	4 yr
Director	RICHARD A LANDES	4 yr
Director	DOUGLAS BRYAN	4 yr

Certificates of election **and/or** notices of appointment will be mailed to the district after the Statewide General Election on November 8, 2022.

Please feel free to contact our office anytime if you have questions.

## **Garberville Sanitary District**

PO Box 211 Garberville, CA. 95542 (707)923-9566

#### GENERAL MANAGER REPORT

Date: September 27<sup>th</sup>, 2022

This has been an unusual month as we transition from 100\* weather to rain and cooler weather, while working through power outages and delays in operational supplies, but staff has been resilient and creative.

We have been working hard on prep work and develop plans to utilize the grant money we received as well as the additional money we have applied for, to replace failing water storage tanks and inadequate infrastructure. This has resulted in numerous meetings, plan changes and research.

There have been multiple changes in customers, while many have contacted us about closing businesses or moving from area due to the restrictions placed on farmers, increased living expenses and decreased profits.

Mary, Dan & Brian have worked hard to assist, call and inform customers of payment plans, and ways to avoid service discontinuance, while educating them on ways to conserve water. They are respectful and courteous, in spite of some confusion and emotional comments by customers.

Ralph Emerson

#### GARBERVILLE SANITARY DISTRICT BOARD OF DIRECTORS MEETING MINUTES

<u>Date of Meeting: August 23<sup>rd</sup>, 2022</u> 5:00 p.m. – Open Public Session

#### I. REGULAR MEETING CALLED TO ORDER

Doug called the meeting to order at 5:00 p.m.

#### II. ESTABLISHMENT OF QUORUM

Rio Anderson- Present Doug Bryan-Present Julie Lyon-Present Dan Thomas- Present

#### III. APPROVAL OF AGENDA

Motion: Julie Lyon Second: Rio Anderson Vote: 4-0

#### IV. THE BOARD WILL ENTER CLOSED SESSION AT END OF MEETING

Conference with Real Property Negotiators (Government Code § 54956.8):

#### V. OPEN SESSION

#### VI. COMMENTS AND QUESTIONS FROM THE AUDIENCE

Ed Voice emailed his public comments prior to the meeting be called to order.

Kristin Vogal

**Kent Scown** 

#### VII. ANNOUNCEMENTS AND COMMUNICATIONS

**REPORTS AND PRESENTATIONS –** 

Operations Staff- 17 CFS was the river level the day of the meeting.

Office Staff- 0

**Board Members- 0** 

Correspondence- 0

General Manager—Ralph Emerson Pg. 4

#### VIII. <u>REGULAR AGENDA ITEMS</u>

#### A. <u>CONSENT AGENDA</u>

- A.1 Approve Financials Date **No Financials**
- A.2 Approve July 19th, 2022 Regular Meeting Minutes pg. 5-7

A.3 Operations Safety Report- pg. 8-11

Motion: Dan Thomas Second: Julie Lyon Vote: 4-0

#### **B. GENERAL BUSINESS** – Action items

#### B.1 Tank Replacement Project Update

(discussion—possible action) Jennie

Recommended action is to have the board authorize Doug to sign the request to transfer county funds to the operating account. The amount of county funds is \$100,000. The reason for this transfer of funds is to cover project cost while waiting for reimbursement.

Motion: Rio Anderson Second: Dan Thomas Vote: 4-0

Since the last Board Meeting, the SHN has created a model of the major components of the water system and used the various pressure readings to calibrate the model. A.T.E.E.M. (SHN's electrical and controls sub consultant) completed their site visit for the initial evaluation of the infrastructure and project elements. The project team has continued to coordinate with Greg Swaffar, owner of the parcels surrounding the existing Hurlbutt Tank and the Upper Tank Site from the 2012 project as bid, including a meeting on August 22, 2022 to discuss SHN's conceptual alternatives. As part of the closed session agenda item the Project Team will provide any confidential information associated with negotiations and get Board input if needed on how to proceed with terms and conditions of property acquisition. SHN delayed completion of the geotechnical or surveying until alternatives have been discussed with Mr. Swaffar.

B.1 was modified when Jennie received an email during the meeting. The board circled back to B.1 before the end of open session.

We received a letter from California Department of Water Resources confirming approval of Funding for the Robertson/Hurlbutt/Wallan Tank Replacement Project Small Community Drought Relief Program Application for Grant Funding in the amount of \$4,545,000. This funding covers project development (project evaluation, alternative analysis and preliminary design, topographical surveying, geotechnical evaluation, environmental review, permitting, and final design), property acquisition, bidding and construction of this project. This amount is in addition to the \$325,000 of planning funding we received from the State Water board under Prop. 68.

Jennie requested the board to authorize her to sign the commitment letter. When the funding agreement comes through Jennie will bring the agreement back to the board for Doug to sign.

Motion: Rio Anderson Second: Julie Lyon Vote: 4-0

#### B.2 LIHWAP-Customer Assistance Program--Update

(information only)

The District received its first pledge from the LIHWAP program. There are five customers who are applying for the program currently.

#### B.3 Joint Use Agreement for Equipment and Staff

(discussion-possible action)

Ralphs recommendation to the board is to not be locked into a contract with the District equipment. The District staff will help in the case of an emergency.

#### B.4 <u>Conflict of Interest Code</u>

(discussion—action requested)

Ralph provided information on ethics training requirements for the board.

#### B.5 Southern Humboldt Community Healthcare District,

Conditional Will-Serve Agreement

(discussion-possible action) Agreement at meeting

Motion: Julie Lyon Second: Dan Thomas Vote: 4-0

The project referral is for the planning phase of the project. The SHCHD is not at the building permit stage. The SHCHD was doing design review, Ralph and Jennie reviewed the sewer capacity for the Sunnybank lift station. After calculations for the ERUs Ralph and Jennie felt that the Sunnybank lift station can handle the additional demand. With 8 ERUs being the calculation.

The will serve letter is highly conditional being sent back to the county based on the limited information given. The board merged items 1 and 2. The motion was to authorize Doug to sign the conditional will serve letter for the healthcare district project.

Motion: Julie Lyon Second: Dan Thomas Vote: 4-0

B.6 <u>Update on Southern Humboldt Community Park</u> (information only)—Jennie

Jennie recommended the board to move forward with the list of requirements. Ed Voice filed a request for reconsideration of the action that was taken based upon his opinion that the board decision or order is not supported by substantial evidence, reasonable diligence, or follow CEQA what so ever on this matter. Nothing has been sent to GSD indicating what the state water board's intent is for the reconsideration.

#### C. POLICY REVISION / ADOPTION

C.1 <u>Water Ordinance—Drought Plan-Enforcement-Sec 14.5</u> **pg. 72-76** (discussion—action requested) Resolution-2<sup>nd</sup> reading-#22-010

Motion: Rio Anderson Second: Julie Lyon Roll Call Vote: 4-0

C.2 <u>Required Water Meter Discontinuance—Base Rate Requirements</u> **pg. 77** (discussion—action requested) 2<sup>nd</sup> reading

The board discussed different options for Ag customers and their base rate during drought conditions. Bring back.

#### IX. CLOSED SESSION

#### Conference with Real Property Negotiators (Government Code § 54956.8):

Property: Approximately (undetermined) acres of land and is a portion of the

parcel designated as Assessor's Parcel Numbers APN 031-211-010, APN 031-211-012, APN 031-211-021, APN 223-061-016, APN 223-061-018

Garberville Sanitary District Negotiating Team with Russ Gans (GSD attorney) will participate and under negotiation: Price and/or terms of payment/conditions, Ground Lease and Development Agreement

(discussion—possible action)

#### X. <u>RETURN TO OPEN SESSION</u>

No action was taken during the closed session part of the meeting.

#### XI. ITEMS FOR NEXT BOARD MEETING

- 1. Tank Replacement Project
- 2. Conference with Real Property Negotiators
- 3. River and Drought Conditions
- 4. Water Meter Discontinuance-Policy

#### XII. <u>ADJOURNMENT</u>

Doug called the meeting to an end @ 6:45 p.m.



#### **SAFETY TRAINING SIGN-IN SHEET**

District Name: Garberville Sanitary District Trainer: Ralph Emeson

Training Topic: Tool Safety Training Date: 9/20/27

EMPLOYEE NAME SIGNATURE

Ralph Emeson

Quent America



# SAF **HAND & POWER TOOL SAFETY**

If you work with hand or power tools, it's critical for you to know how to use and work with them safely. This Safety Talk provides general awareness tool safety training.

Source: OSHA Hand and Power Tools Booklet.

OSHA states these five basic safety rules can help prevent hazards associated with hand and power tools:

- 1) Keep all tools in good condition with regular maintenance.
- 2) Use the right tool for the job.
- 3) Examine each tool for damage before use and do not use damaged tools.
- 4) Operate tools according to the manufacturers' instructions.
- 5) Provide and use the right personal protective equipment.

#### **HAND TOOLS**

Hand tools are tools that are powered manually. The most significant hazards caused by hand tools are due to misuse and improper maintenance. Never use a tool with out prior training.

- Only use hand tools for their specific purpose.
- Conduct a pre-use tool inspection to identify any defects (damaged handle, dull blade, etc.).

- Don't use defective tools and immediately report it to your supervisor.
- Always keep hand tools clean.
- Wear the required eye and face personal protective equipment (PPE).
- Conduct proper housekeeping practices when the use of the hand tool generates waste (sawdust, metal filings, etc.).

#### **POWER TOOLS**

Power tools can be very hazardous when used improperly. They must be fitted with guards and safety switches.



Types of power tools include electric, pneumatic, hydraulic, powder-actuated, and liquid fuel. Review the OSHA booklet for additional training on the specific types of power tools.

General precautions include:

- Never use a tool if the safety guard is altered or removed. Remove all damaged tools from use.
- Don't carry a tool by the cord or hose and don't yank to disconnect.
- Keep cords/hoses away from heat, oil, and sharp edges.

#### **POWER TOOLS CONTINUED**

- Disconnect tools when not in use, when servicing, or when changing accessories.
- Keep others at a safe distance from work area.
- Secure work with clamps to free hands.
- Do not hold fingers on the switch button.
- Maintain good balance when operating.
- Avoid loose clothing, ties, jewelry, etc.

#### **GUARDS**

- Check to ensure the exposed moving parts of power tools are safe guarded (belts, gears, sprockets, flywheels, chains, etc.)
- Never remove guards when a tool is in use.

#### **ELECTRIC TOOLS**

- Operate within design limitations.
- Use gloves and safety footwear.
- Store tools in dry place when not in use.
- Do not use in damp or wet locations unless approved for that purpose.
- Keep work areas well lit and ensure cord placement does not present a tripping hazard.



#### **PNEUMATIC TOOLS**

Pneumatic tools are powered by compressed air and include chippers, drills, hammers, and sanders.



Pneumatic tools must be checked to ensure the tool is fastened securely to the air hose.

- The same precautions should be taken that are recommended for electric cord tools.
- Eye, head, and face protection should be utilized.
- Never point compressed air guns toward anyone.
- A chip guard must be used when compressed air is used for cleaning.

This Safety Talk provides awareness level tool safety training. Review the OSHA Hand and Power Tools Booklet, for additional information on other types of power tools, such as liquid fuel tools, powder-actuated tools, and hydraulic power tools.

If this information is unclear or if you have any additional questions, please talk to you supervisor.



#### GARBERVILLE SANITARY DISTRICT

P.O. BOX 211 • GARBERVILLE, CA 95542 • (707) 923-9566

#### BOARD OF DIRECTORS MEETING MEMORANDUM

Meeting Date: September 27, 2022

To: Board of Directors

From: Jennie Short, Consultant Project Manager

Subject: Robertson/Wallan/Hurlbutt Tank Replacement Project

#### **GENERAL OVERVIEW**

Since the last Board Meeting, the Project Team has been working on evaluating the various tank site alternatives and the volume of storage capacity needed for each of the pressure zones in the District. Additional surveying will be needed in the field across the road from the existing Hurlbutt Tank to determine if or where a replacement tank could be constructed instead of replacing the tank in its current location. The attached second quarterly progress report was submitted to the SWRCB DFA project manager.

Attached is the updated Project Tracking Report summarizes these FA items with their associated deliverables and the SHN tasks with estimated due dates and comments on the progress.

#### FINANCIAL IMPLICATIONS

We received a letter from California Department of Water Resources confirming approval of Funding for the <u>Robertson/Hurlbutt/Wallan Tank Replacement Project Small Community Drought Relief Program Application for Grant Funding</u> in the amount of \$4,545,000. This funding covers project development (project evaluation, alternative analysis and preliminary design, topographical surveying, geotechnical evaluation, environmental review, permitting, and final design), property acquisition, bidding and construction of this project. This amount is in addition to the \$325,000 of planning funding we received from the State Waterboard under Prop. 68.

The first claim for reimbursement of expenses through July 31, 2022, has been prepared in the amount of \$90.550.24.

#### RECOMMENDATIONS

Discussion item with no Board action recommended.

## **ATTACHMENTS**

Project Tracking Report Quarterly Progress Report #2

## Robertson/Wallan/Hurlbutt Tank Replacement Project Tracking Report

FA Item SHN Task #  Description	Funding Agreement \$	Reimb. Request \$	SHN Contract \$	SHN Billed \$	Estimated Completion Date	Completion Status *	Comments
<ul> <li>1 Project Evaluation, Alternative Analysis and Predesign</li> <li>1 Data Collection and Water System Evaluation</li> <li>5 Draft PER</li> </ul>	35,000		28,000 29,000	\$27,982.50 \$8,902.50		C	Begin documenting
			29,000	<b>\$6,902.50</b>	09/30/22	U	alternatives, technical memo
Deliver: Draft Preliminary Engineering Report							
<ul> <li>2 Surveying and Geotechnical Investigation</li> <li>3 Survey</li> <li>4 Geotechnical Investigation and Geologic Hazards Evaluation</li> </ul>	35,000		42,000 42,500	\$592.50 \$540.00	09/30/22		Prep for field survey Prep for geotech
Deliver: Geotechnical Report							
<ul><li>3 Final Preliminary Engineering Report</li><li>5 Final PER portion of Task 5</li><li>6 30% Plans</li></ul>	55,000		47,500 46,000	\$4,301.00 \$18,791.25	12/31/22 12/31/22	U	Begin design of system needs for tank site alternatives
Deliver: Final Preliminary Engineering Report Preliminary Design					12/31/22 12/31/22		
Environmental Documents (CEQA)     Special Studies - Wetlands, Biological,     Botany, Cultural Resources	80,000		43,000	\$24,996.74	10/31/22	U	Fieldwork completed
Deliver: Draft Environmental Documents Final Environmental Documents					11/25/23 01/27/23		

## Robertson/Wallan/Hurlbutt Tank Replacement Project Tracking Report

FA Item SHN Task # Description	Funding Agreement \$	Reimb. Request \$	SHN Contract \$	SHN Billed \$	Estimated Completion Date	Completion Status *	Comments
5 Plans & Specifications	70,000						
Deliver: Draft Plans, Specifications & Bid Documents (60%) Final Plans, Specifications & Bid Documents (100%)					02/10/23 04/10/23		
6 Technical, Managerial and Financial	20,000						
Deliver: Draft TMF Assessment form & supporting documentation Final TMF Assessment form & supporting documentation					05/08/23 06/30/23		
7 Water Rate Study	10,000					С	June 2022
Deliver: Draft Rate Study Final Rate Study					05/08/23 06/30/23		
8 Administration	20,000						
Deliver: Quarterly Progress Reports						Р	Rpt#2 Submitted
9 Work Completion (Planning Phase)					03/31/24		
TOTAL:	\$325,000	\$0	\$278,000	\$86,106.49			
Post Planning Phase Major Milestones						<u>I</u>	
Right of Way Acquisition						U	Coord w/ prop owners
Issuance of Federal, State & County permits							
Application for Construction Funding							
Execution of FA for Construction Phase							
Bid Project Award Project							
Begin Construction Work							
Complete Construction Work							
Final Funding Reimbursement							
Notes: Completion Status Key: C = Task Complete  U = Task Underway  P = Periodic Task for duration of project							

7



## GARBERVILLE SANITARY DISTRICT

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### PLANNING PROJECT PROGRESS REPORT #2

WALLAN & ROBERTSON TANK REPLACEMENT PROJECT Reporting Period: 05/31/22 - 08/31/22

Project #: 1210008-008P Agreement #: D2102010

Eligible Work Start Date	April 8, 2019
Work Completion Date	March 31, 2024
Grant Funding Amount	\$325,000
SHN Contract Execution Date	May 26, 2022
SHN PE Contract Amount	\$278,000
Previously Billed	\$ 0.00
Billed during this period	\$ 77,038.99
SHN Total Invoices Received by end of	\$ 77,038.99
reporting period	
Balance on Contract	\$200,961.01

#### General Progress to date:

Consultant Selected and Contract Executed for Tasks 1, 2, and 3. Task 7 is complete.

Alternatives for tank sites are being evaluated (new tank for each site vs. combining). Tank size, shape, and number are being evaluated. Property acquisition is being evaluated.

#### General Progress since last report:

- The project has been registered with DIR.
- The third step in the five-year adopted schedule of rates was implemented in July 2022.
- The late season flora and fauna survey was completed.
- SHN has completed the creation of a "backbone" water model to use for evaluating tanks and pressure zones for the project. Adjustments to water model based upon additional infrastructure details will be completed soon.
- Alternatives for tank sites are being evaluated for all three tanks.
- Tank size, shape, and number are being evaluated for each pressure zone (for each of the three tanks).

We began coordination with property owners for areas that easements are likely to be needed. A meeting with property owner occurred in August 2022. The meeting included discussions about alternative tank sites being considered and possible impact on viewshed from his residence. We received general information about areas/sizes of easements that he would be

unwilling to voluntarily sell to the District. He also requested additional information on the effective footprint of the proposed tanks sizes shown on a topographical map with grading limits shown and approximate elevation of the top of the tank relative to structures on his property.

The project tracking sheet presented to the GSD Board each month is attached.

Problems encountered, resolution, and schedule for resolution:

ISSUE DESCRIPTION	RESOLUTION or STATUS
Additional surveying will be needed on	SHN is putting together a scope of work for
easement site to determine viability of 2	the additional surveying and will facilitate
alternatives under consideration and to	collecting the needed data and preparing
provide sufficient information to property	the necessary conceptual plans to present
owner to gain concurrence for voluntary	to the property owner.
easement procurement.	

#### **Critical Due Dates:**

We are on track to meet all of the critical due dates.

### **Delivery Due Dates:**

There have been no changes in the estimated due dates since the previous quarter's report.

## Project Schedule:

		CRITICAL	ESTIMATED	UPDATED		
ITEM	DESCRIPTION OF SUBMITTAL	DUE DATE	DUE DATE	DUE DATE		
	SCOPE OF WORK					
1	Project Evaluation, Alternative Analysis and Pre-design					
	Draft Preliminary Engineering Report	N/A	2/21/2022	09/30/22		
2	Surveying and Geotechnical Investigation	N/A	3/18/2022	09/30/22		
3	Geotechnical Report  Final Preliminary Engineering Report					
3	Final Preliminary Engineering Report	N/A	9/1/2022	12/31/22		
	Preliminary Design	N/A	9/1/2022	12/31/22		
	,		0 = 0 = =	12/01/22		
4	Environmental Documents (CEQA)					
	Draft Environmental Documents	N/A	11/25/2023	Unknown		
	Final Environmental Documents	N/A	1/27/2023			
5	Plans & Specifications					
	<ul> <li>Draft Plans, Specifications &amp; Bid Documents (60%)</li> </ul>	N/A	2/10/2023	Unknown		
	Final Plans, Specifications & Bid Documents (100%)	N/A	4/10/2023			
6	Technical, Managerial and Financial Assessment					
	Draft TMF Assessment form and supporting	N/A	5/08/2023	Unknown		
	documentation	N/A				
	<ul> <li>Final TMF Assessment form and supporting</li> </ul>		6/30/2023			
	documentation					
7	Water Rate Study	N/A	E/0/2022	Commiste		
	<ul><li>Draft Rate Study</li><li>Final Rate Study</li></ul>	N/A N/A	5/8/2023 6/30/2023	Complete Submitted		
	Final Rate Study	IN/A	0/30/2023	Submitted		
8	Administration	N/A	N/A	Ongoing		
	Quarterly Progress Reports					
9	Work Completion	3/31/2024	N/A	No Change		
	REPORTING					
1	Progress Reports	N/A	Quarterly			
2	As Needed Information or Reports	N/A	As Requested by Division			
BUDGET COSTS AND REIMBURSEMENT						
1	Reimbursement Requests	N/A	Quarterly			
2	Final Disbursement Request	3/31/2024	N/A	No Change		

## Special Condition Compliance:

Special Condition Description	Status
D.2 ADDITIONAL REPRESENTATIONS	Complete
AND WARRANTIES	·
D.3 ACKNOWLEDGEMENTS	Information on the funding source will be included
	in each of the Board Memorandum presented to
	the GSD Board in a public meeting each month.
D.4 RATES, FEES, AND CHARGES	The next step in the adopted schedule of rates
	was implemented in July 2022.
D.6 SPECIAL CONDITIONS	Task 1 is not yet complete but concurrence from
Technical:	DFA and DDW will be obtained.
Applicant shall obtain approval from DFA after	
completion of Task 1- Project Evaluation,	
Alternative Analysis and Predesign, prior to commencing other work.	
D.7 FUNDS RELATED TO	To date this event has not occurred and we do
CONTAMINATION	not anticipate it occurring in the future.
D.8 APPOINTMENT OF RECEIVER OR	To date this event has not occurred and we do
CUSTODIAN	not anticipate it occurring in the future.
D.9 DAMAGES FOR BREACH OF TAX-	To date this event has not occurred and we do
EXEMPT STATUS	not anticipate it occurring in the future.
D.10 RETURN OF FUNDS	To date this event has not occurred.
D.11 NOTICE	To date this event has not occurred.
D.12 FRAUD, WASTE, AND ABUSE	Ongoing completion as part of the oversight of
	the project.
D.13 DISPUTES	To date this event has not occurred and we do
	not anticipate it occurring in the future.
D.15 STATE CROSS-CUTTERS	
CEQA	Will be completed as part of the planning project
Water Conservation	WCL Primer shows not applicable at this time to
	Small Water Systems & Rural Communities
Monthly Water Diversion Reporting	Required annually and complete for current year
Registration with Department of	Project has been registered with DIR for the
Industrial Relations	planning phase.
Volumetric Pricing & Water Meters	All our customers have meters that are read each
	month and invoiced based upon their
	consumption
Urban Water Management Plan	Not applicable to rural Small Water Systems with
	only 457 connections
Urban Water Demand Management	Not applicable to rural Small Water Systems
Delta Plan Consistency Findings	Not applicable to GSD
Agricultural Water Management Plan	Not applicable to GSD
Charter City Project Labor Req.	Not applicable to GSD
Compliance with directives or orders-	GSD will comply if any such directive or order is
Division 7 of the Water Code	received



STATE WATER RESOURCES CONTROL BOARD Division of Financial Assistance P. O. Box 944212, Sacramento, CA 94244-2120

# **Backup Generator Funding Program Application for Drinking Water Systems**

Section I - Applicant Information
Applicant name: GARBERVILLE SANITARY DISTRICT
Water system name (if different from applicant name):
PWSID: 1210008
Number of residential service connections: 333
Population served: 900
Estimated percentage of secondary homes: $\frac{2}{\sqrt{2}}$ (Secondary homes are homes which are occupied for six months or less out of the year.)
Median Household Income (MHI): \$28,265
Source for MHI: US Census Bureau 2013-2017 ACS 5-Year Estimates
Ownership Type: ☐ Municipal Entity ☐ Private, not-for-profit ☐ Private, for-profit
☑ Other (special district, county agency, etc.): SPECIAL DI
Primary Contact Name: JENNIE SHORT
Title/Organization: CONSULTANT PROJECT MGR/GSD
Mailing Address: PO BOX 211, GARBERVILLE, CA 95542
Phone: (707)223-4567 Email: jmshort@garbervillesd.org
Regulatory office (check one box below):  ☐ Division of Drinking Water (District: Klamath - District 01) ☐ Local Primacy Agency (County: <u>HUMBOLDT</u> )
Section II - Water System Information
Location of water system (GPS coordinates or physical address as available)
GPS Coordinates (Latitude, Longitude): 40.098010, -123.794194
System Physical Address: 919 Redwood Drive, Garberville, CA 95542
Do you have an emergency response plan? ☑ Yes (Date: 12/15/20) ☐ No
Is your system powered through self-generation or through a connection to a local energy utility? ☐ Self-generated power ☑ Connected to local energy utility

If your system receives powe serviced by?	er from a lo	cal energy utility, w	hich utility is your system			
☐ Pacific Gas & Electric Col ☐ Southern California Gas (☐ Other:		☐ Southern Calif☐ San Diego Gas				
☐ Not Applicable						
Are you signed up for Public utility? ☑ Yes ☐ No ☐ Not	•		tion from your local energy			
Maximum Daily Water Demand: 400,000 G₽						
How long can your water sys area during a power outage?		<u> </u>	ervice to the entire service			
Does your system include wa ☑ Yes ☐ No	astewater f	acilities in addition	to drinking water facilities?			
Does your system currently h Agreement with the State Wa	,	,	,			
☑ Yes □ No						
If yes, what is the scope of th drinking water project?	e drinking	water project? Wha	at is the current status of the			
We have a Planning Phase f water tanks. We are part wa			_			
<u>Source</u>						
List each source in the table	below:					
Туре	Capacity		Is there auxiliary power available?			
Surface Water	250 GPM		Yes			
Well - Standby source only	15 GPM f	or short duration	No			
NATI ( ) ( ) ( )	: 0 2FC	CDM				
What is your total source capacity? 250 GPM						
Provide any explanation or a	dditional in	formation on your s	sources here:			
The Tobin Well is only used	in emerger	ncy situations. The	surface water pumped from			

the SF Eel River is transported to the SWTP.

•	em have an emergency th water for the duratio	/ intertie? If yes, can thi n of a power outage?	s intertie supply your		
No, we do not have an intertie.					
<u>Storage</u> List each type of stora	age in the table below:				
Туре	Capacity	Gravity or Boosted?	Is there auxiliary power available?		
Main Tank	160,000 gal	Boosted	No		
Alderpoint Tank	200,000 gal	Boosted	No		
Robertson Tank	50,000 gal	Boosted	No		
Wallan Tank	15,000 gal	Boosted	No		
What is your total storage capacity? 425,000					
Provide any explanation or additional information on your storage here:					
Operational storage capacity is 370,000 gal. Robertson Tank is inoperable due to the size and severity of the leak. Wallan Tank is at 60% capacity to keep the water level below the largest leak					
<u>Treatment</u>					
Do you have any treatment facility? ☑ Yes ☐ No					
If yes, describe the type(s) of treatment facility present, including whether there is auxiliary power for the treatment facility.					
The SWTP has a backup generator that is capable of operating the entire treatment plant.					
Does your water system include treatment for a known acute contaminant?  ☐ Yes ☑ No					
If yes, which known contaminant(s) is treated in your water system?					
Section III - Backup	Generator				
Type of generator you are applying for: ☑ Stationary ☑ Portable ☐ Unsure					
Number of generators needed: 4 Unsure					
Estimated generator size needed:   ☐ Unsure					

Major motors, in starting order, used for facility operations that will be powered by the generator (e.g., 75 HP 2 Quantity 460 Volts 3 Phase):				
Has the system experienced any needs for auxiliary power supply in the last two years? Please explain and attach any supporting documents (e.g., Power Shutoff records).				
GSD experienced hundreds of hours in a power outage events from September 2020 - Sept 2022. This is common and similar hours have been spent in years prior to 2020.  Letters from PG&F for each of the water facilities are attached.				
What would be the primary use of the back-up generator(s) (i.e., what infrastructure and/or equipment will be powered by the back-up generator)?				
They would power the pumps and controls at the water booster station(s).				
Does your system currently have any auxiliary power supply? ☑ Yes ☐ No If yes, please explain where/how auxiliary power supply is being used.				
We only have generators for the SWTP and RWI. All four of the pump stations need backup power supplies.				
If multiple facilities require backup power, could all/some facilities be powered simultaneously by one generator ( <i>e.g.</i> , facilities are close enough to be connected to one generator)? $\square$ Yes $\square$ No $\square$ Not Applicable If yes, please identify which facilities could be powered simultaneously by one generator and explain the layout.				
If applying for a stationary generator, have you completed engineering planning for the installation? ☐ Yes ☑ No ☐ Not Applicable				
If yes, describe planning activities to date and attach any relevant documents.				
Describe any anticipated permitting requirement.				
The County will issue a permit for each generator.				

Describe anticipated CEQA requirements for installation of the back-up generator. CEQA Guidelines § 15301 Class 1 Exemption should apply. GSD as lead agency would adopt an NOE and file it with the County and State Clearinghouse. Does your system partner with any nearby public water system which may benefit from this back-up generator? If so, please list the name of each system and describe how they may benefit. Not directly, but we partner with Redway when mutually beneficial. **Section IV - Backup Generator Operation and Maintenance** For each water system that receives a generator(s), a follow-up technical, managerial, and financial assessment will be performed (free of charge) to evaluate the applicant's ability to operate and maintain the generator(s), make recommendations, and provide solutions if necessary. In addition, the State Water Board will fund a three to five-year service agreement between the water system and the generator manufacturer. Following the term of the service agreement, the water system will be required to operate and properly maintain the generator(s) during its useful life. Does the system consent to a follow-up assessment being performed? ☑ Yes ☐ No If the follow-up assessment identifies deficiencies, does the system agree to implement a recommended solution? ☑ Yes ☐ No Please elaborate on your system's current capacity to operate and properly maintain a generator(s). Identify any known technical, managerial, and financial deficiencies that may need to be addressed. GSD operators complete minor repairs and we contract with Cummins to provide the annual maintenance, inspections and major repairs for our existing generators. **Request for Generator Subgrant** they intend to directly manage the planning, purchase, and installation of a new

Water systems may be eligible for direct reimbursement through a generator subgrant if they intend to directly manage the planning, purchase, and installation of a new generator(s). Applicants who do not check the box below will receive assistance from a Technical Assistance Provider who will complete the planning, installation, contractor procurement, and purchase of equipment and materials on the applicant's behalf.

☐ Applicant intends to manage the planning, purchase, and installation of a new generator(s) if the State reimburses eligible costs through a generator subgrant.

# Section V - Attachments Required Attachments: ☑ A1 – Service area map ☑ A2 – Power shutoff records (e.g., records from electrical utility, internal records, written summary of the frequency and impacts of power outages) ☑ A3 – Ownership/Water Rights/Operations and Maintenance/Useful Life Certification Form (See Attachment 3 below) Optional Attachments: ☐ A4 – Engineering Report/Sanitary Survey Report/Permit Report

 $\hfill \Box$  A5 – Generator Request Information Worksheet (See Attachment 5 below)

Additional financial documents may be requested during application review.

#### **Certification and Signature of Authorized Representative**

I hereby certify that I am duly authorized by the applicant's governing body/management to apply for funding from the State Water Resources Control Board for the project described in this application. I further attest that the information provided in this application is accurate to the best of my knowledge.

I understand that the information provided in this application may be referred to other State and/or Federal Agencies for funding.

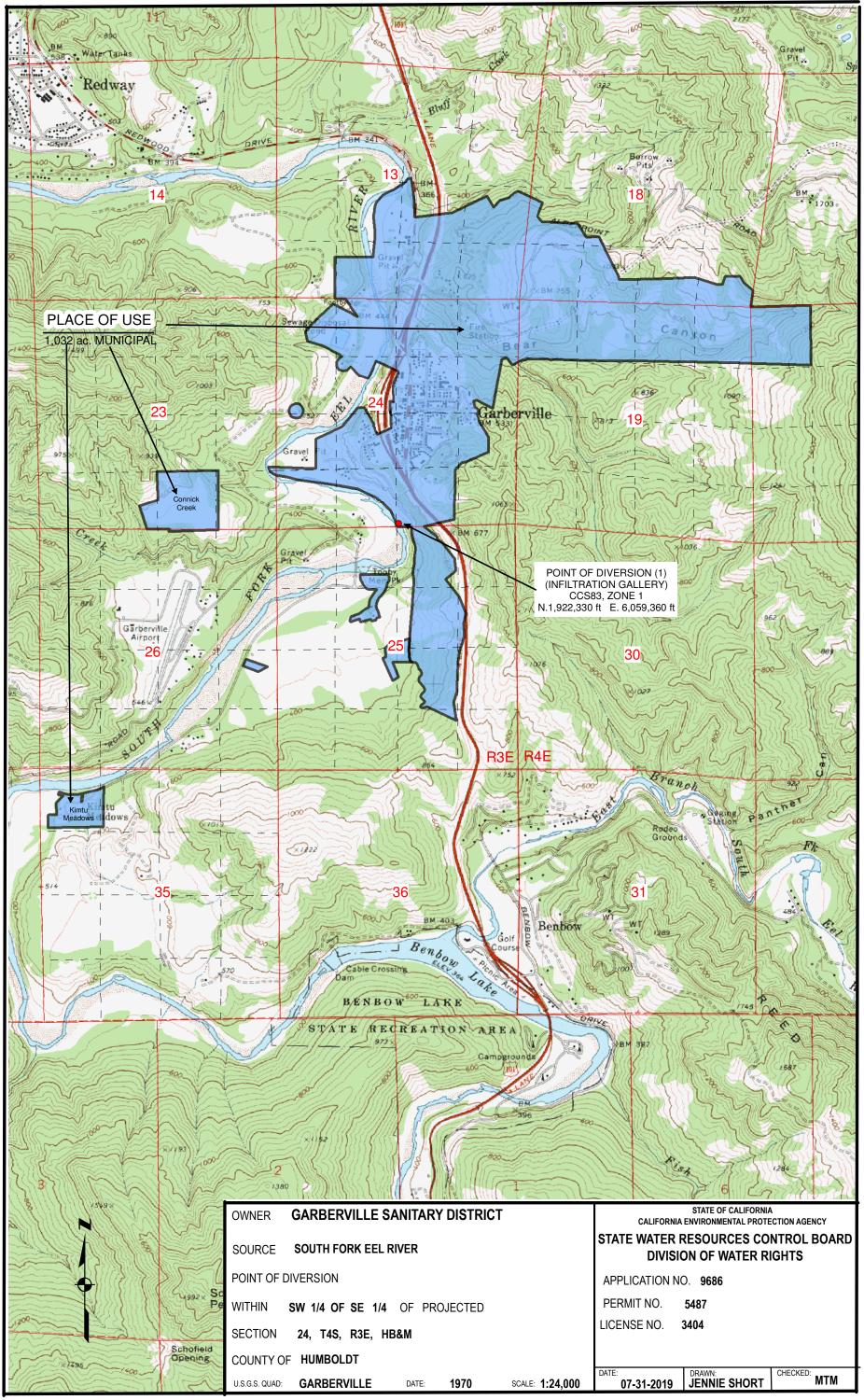
Name: RALPH EMERSON

TIME: GENERAL MANAGER

Date: 9/16/22

# Attachment

A1 - Service area map



# Attachment

A2 - Power shutoff records from PG&E

# Wallan Road Pump Station



September 16, 2022

RE: Planned Outage on Account# 3102767978, Meter# 1009453920

Dear Valued Customer,

Our records show that service meter number 1009453920 on Wallan Rd Meadows, Unit 2, Garberville, CA 95542 had the following planned sustained electric power outages from September 2020 to present.

Date and Time	Minutes Out	Basic Cause	
05/09/2022 7:43:00	340	Company Initiated	
05/07/2022 20:55:00	6	Company Initiated	
05/06/2022 7:33:00	332	Company Initiated	
08/31/2021 9:27:00	489	Company Initiated	
08/19/2021 8:21:00	613	Company Initiated	
04/24/2021 8:34:00	364	Company Initiated	
04/21/2021 8:30:00	582	Company Initiated	
01/21/2021 8:00:00	515	Company Initiated	
11/09/2020 8:02:00	675	Company Initiated	

# **Arthur Road Pump Station**



September 16, 2022

RE: Planned Outage on Account# 3102767978, Meter# 1008827577

Dear Valued Customer,

Our records show that service meter number 1008827577on Alderpoint & Arthur Rd, Garberville, CA 95542 had the following planned sustained electric power outages from September 2020 to present.

Date and Time	Minutes Out	Basic Cause	
05/09/2022 7:43:00	340	Company Initiated	
05/07/2022 20:55:00	6	Company Initiated	
05/06/2022 7:33:00	332	Company Initiated	
08/19/2021 8:21:00	613	Company Initiated	
01/21/2021 8:00:00	515	Company Initiated	
11/09/2020 8:02:00	675	Company Initiated	

# Upper Maple Lane Pump Station and Main Water Storage Tank Controls



September 16, 2022

RE: Planned Outage on Account# 3102767978, Meter# 1009454253

Dear Valued Customer,

Our records show that service meter number 1009454253 on 1160 Hillcrest Dr, Garberville, CA 95542 had the following planned sustained electric power outage from September 2020 to present.

Date and Time	Minutes Out	Basic Cause
05/07/2022 20:55:00	6	Company Initiated

# Oak Street Pump Station



September 16, 2022

RE: Planned Outage on Account# 3102767978, Meter# 1009454307

Dear Valued Customer,

Our records show that service meter number 1009454307 on End Oak St, Garberville, CA 95542 had the following planned sustained electric power outages from September 2020 to present.

Date and Time	Minutes Out	Basic Cause
05/07/2022 20:55:00	6	Company Initiated
08/20/2021 9:17:00	61	Company Initiated

## **Tobin Well**



September 16, 2022

RE: Planned Outage on Account# 3102767978, Meter# 1009453911

Dear Valued Customer,

Our records show that service meter#1009453911 on Pine St, Garberville, Ca 95542 had the following planned sustained electric power outage from September 2020 to present.

Date and Time	Minutes Out	Basic Cause
05/07/2022 20:55:00	6	Company Initiated

## **Treatment Plant**



September 16, 2022

RE: Planned Outage on Account# 2758249403

Dear Valued Customer,

Our records show that service account number 2758249403 on 0.1 Mi Before Kimtu Rd at Sprowl Creek Rd, Garberville CA 95542 had the following planned sustained electric power outage from September 2020 to present.

Date and Time	Minutes Out	Basic Cause
05/07/2022 20:55:00	6	Company Initiated

#### **District Office**



September 16, 2022

RE: Planned Outage on Account# 3102767978, Meter# 1008674008

Dear Valued Customer,

Our records show that service meter number 1008674008 on 919 Redwood Dr, Garberville, CA 95542 had the following planned sustained electric power outage from September 2020 to present.

Date and Time	Minutes Out	Basic Cause
05/07/2022 20:55:00	6	Company Initiated

# Attachment

A3 - Ownership/Water Rights/ Operations and Maintenance/Useful Life Certification Form

# ATTACHMENT 3 Ownership/Water Rights/Operations and Maintenance/Useful Life Certification Form

Applicant: GARBERVILLE SANITARY DISTRICT		STRIC
PWSID: 1210008		
Agreement Number:		
Funding Program:	Backup Generator Funding Pro	gram
I hereby certify the follow	ving:	
The drinking water system named above owns the land on which the work will be performed, possesses a long-term lease for the land which is longer than the life of the component, or is otherwise legally allowed to access the land on which the work will be performed;		
<ul> <li>And</li> <li>The drinking water system possesses water rights for their water source(s), purchases water from an entity that possesses water rights for their water source(s), or is otherwise legally allowed to use water from their water source(s)</li> </ul>		
<ul> <li>And</li> <li>The drinking water system will operate and properly maintain the Project as described in the Agreement during its useful life. The minimum useful life of a generator is 15 years.</li> </ul>		
RALPH EMERSON		
Print Name of Authorize	d Representative of Applicant	
Duest &	men	9/16/22
Signature of Authorized	Representative of Applicant	Date



# GARBERVILLE SANITARY DISTRICT

P.O. BOX 211 • GARBERVILLE, CA 95542 • (707) 923-9566

#### BOARD OF DIRECTORS MEETING MEMORANDUM

Meeting Date: September 27, 2022

To: Garberville Sanitary District Board of Directors

From: Jennie Short, Consultant Project Manager

Subject: SHCP Water Service Request

SWRCB DWR POU Petition Update

#### **GENERAL OVERVIEW & FINANCIAL CONSIDERATIONS**

To date I still have received nothing from the Waterboard indicating that they intend on reconsidering their action and we continue to move forward on the remaining steps to turn on the water service to the Park.

In July 2022 we invoiced the Park for the final payment under the terms of the Water Service Agreement. The amount was \$4,453.05 and was due by August 15, 2022. The Park has not made the final payment. Instead they have sent the attached letter requesting that the Board modify the terms of the agreement to extend the time frame for making the final payment. The request is for an extension to September 2023. I do not recommend that the Board extend the repayment beyond the end of this fiscal year at the very longest. Ideally, the Park would make the final payment soon so that staff could stop having to track this account receivable.

#### **ATTACHMENTS**

Letter from the Park

1144 Sprowl Creek Rd, Garberville, CA 95542, USA 707.923.2928 laura@sohumpark.org



September 20, 2022

Dear Garberville Sanitary District Board,

We are reaching out in response to the quarterly invoice related to obtaining potable water from your District that we received July 28, 2022. Due to ongoing budgetary constraints, we would like to request your consideration for a modification of our loan terms.

As was noted in August last year we unexpectedly received an invoice far exceeding what we had anticipated, mostly relating to a backlog of lawyer's invoices we weren't aware of. It has been a hardship for us to stay current on our quarterly payments, but we have worked hard to do so. As you are all aware, the current economic downturn here in Southern Humboldt has affected everyone. Being a small non-profit that relies heavily on generous donations from the community, the current reality is a harsh one. With finances tighter than ever, we are respectfully requesting an extension of our loan terms, currently set to expire at the end of this month, with a new end date of September 2023.

Thank you for your consideration and continued support in our efforts to obtain potable water here at the Park. We are grateful to have come so far, and to be so close to realizing this project on behalf of our community.

Sincerely,

Laura Cochrane Executive Director

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1125 16th Street, Suite 202, Arcata, CA 95521 (707) 445-7508 / (707) 825-9181 fax www.humboldtlafco.org

Date:

September 2, 2022

To:

Board of Directors of Independent Special Districts

From:

Colette Santsche, Executive Officer

Subject: Independent Special District Election – Voting Period Extension

The terms of office for one regular and one alternate special district members on LAFCo expired on June 30, 2022. Previously, a request for nominations was sent to independent special districts with several nominations received by the deadline. Official ballots were mailed on April 15, 2022, which provided each district the opportunity to vote for one candidate for each seat. The deadline for submitting ballots, originally due June 24, 2022, was extended to August 26, 2022. To date, not enough ballots have been received to achieve a quorum. As such, the deadline for submitting ballots is being extended once again to Friday, October 28, 2022.

An updated schedule is enclosed, which provides for an extended balloting period. For those special districts who have not yet submitted their ballots, please contact LAFCo if you need replacement ballots. Ballots must be returned to Humboldt LAFCo, 1125 16th Street, Suite 202, Arcata, CA 95521 on or before October 28, 2022 at 5:00 p.m.

Your district is encouraged to participate in this election process. For an election to be valid, at least a quorum of special districts must submit valid ballots. With 48 independent special districts in the county, a quorum represents 25. Please refer to the enclosed list of participating districts.

If you have questions or need replacement ballots, please contact:

krystleh@humboldtlafco.org or leave a voicemail at (707) 445-7508.

Thank you!

#### **Election Schedule**

LAFCo call for nominations	Friday, January 28, 2022
Nominations due to LAFCo	By 5:00 p.m., Friday, April 8, 2022
Ballots mailed to independent special districts via certified mail	By Friday, April 15, 2022
Election Day – Ballots due to LAFCo (quorum not achieved)	By 5:00 p.m., Friday, June 24, 2022
Extended Election Day – Ballots due to LAFCo	By 5:00 p.m., Friday, October 28, 2022
Election results mailed to independent special districts	No later than Friday, November 4, 2022
New special district members seated	At November 16, 2022 LAFCo Meeting

#### **Current Special District Terms**

Designation	Current Member	Term of Office (ends on June 30)
Regular Member	Debra Lake, Fruitland Ridge Fire Protection District	2020 - 2024
Regular Member	Troy Nicolini, Peninsula Community Services District	2018 - 2022
Alternate Member	David Couch, McKinleyville Community Services District	2018 - 2022

#### **Independent Special Districts**

#### Districts with a have submitted ballots

- ✓ Big Lagoon Community Services District
- → Briceland Community Services District
  Carlotta Community Services District
- ✓ Fieldbrook-Glendale Community Services
  District
- ✓ Humboldt Community Services District Loleta Community Services District Manila Community Services District
- ✓ McKinleyville Community Services District Miranda Community Services District Orick Community Services District Orleans Community Services District Palmer Creek Community Services District
- ✓ Patrick Creek Community Services District
- ✓ Peninsula Community Services District Phillipsville Community Services District Redway Community Services District
- ✓ Riverside Community Services District
- ✓ Scotia Community Services District Weott Community Services District Westhaven Community Services District
- ✓ Willow Creek Community Services District
  Alderpoint County Water District
- ✓ Hydesville County Water District
- ✓ Jacoby Creek County Water District
- ✓ Humboldt Bay Municipal Water District

Garberville Sanitary District

- ✓ Resort Improvement District No. 1
- ✓ Arcata Fire Protection District Blue Lake Fire Protection District Briceland Fire Protection District Bridgeville Fire Protection District Ferndale Fire Protection District
- ✓ Fruitland Ridge Fire Protection District
- ✓ Garberville Fire Protection District Humboldt No. 1 Fire Protection District Kneeland Fire Protection District Myers Flat Fire Protection District
- ✓ Petrolia Fire Protection District Redway Fire Protection District
- ✓ Rio Dell Fire Protection District
  Telegraph Ridge Fire Protection District
  Willow Creek Fire Protection District
- ✓ Humboldt Bay Harbor, Recreation and Conservation District
- ✓ Humboldt County Resource Conservation District

North Humboldt Recreation and Park District Southern Humboldt Community Healthcare District

✓ Fortuna Cemetery District Petrolia Cemetery District



#### COUNTY OF HUMBOLDT

# PLANNING AND BUILDING DEPARTMENT

#### **CURRENT PLANNING**

3015 H STREET, EUREKA, CA 95501 ~ PHONE (707) 445-7245

9/15/2022

DATE:

Project Referred To The Following Agencies:		
AG Commissioner, County Counsel, District Attorney, Environmental Health, Sheriff, PW Land Use, Building Inspections,  CSD: Garberville, FPD: Garberville, RWQCB, School District: Southern Humboldt JUSD, Cal Coastal Commission, Cal Fish  Wildlife, Bear River Band, Intertribal Sinkyone Wilderness Council, NWIC		
Applicant Name Emerald Holdings, LLC Key Parcel Number 032-012-012-00	0	
Application (APPS#) PLN-2019-16097 Assigned Planner Desmond Johnston		
Please review the above project and provide comments with an response accurately, please include a copy of this form with you		
Questions concerning this project may be directed to the assigr through Friday.	ned planner for this project between 8:30am and 5:30pm Monday	
County Zoning Ordinance allows up to 15 calendar days for a response date, processing will proceed as proposed.	esponse. If no response or extension request is received by the	
$\hfill \square$ If this box is checked, please return large format maps with	your response.	
Return Response No Later Than: 9/30/2022		
Plan	nning Clerk	
	inty of Humboldt Planning and Building Department	
	5 H Street	
	eka, CA 95501	
Em.	ail: PlanningClerk@co.humboldt.ca.us Fax: (707) 268 - 3792	
We have reviewed the above application and recommend th	e following (please check one):	
☐ Recommend Approval. The department has no comment a	t this time.	
☐ Recommend Conditional Approval. Suggested conditions a	attached.	
☐ Applicant needs to submit additional information. List of ite	ms attached.	
☐ Recommend Denial. Attach reasons for recommended der	nial.	
Other Comments:		

PRINT NAME:



#### **COUNTY OF HUMBOLDT**

#### Planning and Building Department – Current Planning 3015 H Street, Eureka, CA 95501 ~ PHONE (707) 445-7541

#### **PROJECT TRANSMITTAL**

APPLICANT KEY PARCEL 032-012-012-000 Garberville DATE 9/15/2022 CONTACT Desmond Johnston APPS# PLN-2019-16097

#### PROJECT INFORMATION

SUBJECT Emerald Holdings, LLC - Dispensary

PROJECT TYPE

Conditional Use Permit (CCLUO2)

PROJECT DESCRIPTION To develop a cannabis dispensary and a cannabis distribution facility on the first floor of 649 Bear Creek Road in Garberville. The dispensary will operate storefront sales from 10 AM to 6 PM; non-storefront (delivery) sales may occur from 6 PM to 10 PM depending on market conditions. Distribution operations will generally take place outside dispensary hours but shipments may be received from 6 AM to 10 PM. The business includes storage of bulk cannabis product, and storage of packaged cannabis for pick-up and transport to retail facilities, as well and third-party batch testing. No packaging or labelling will occur on-site. There will be a maximum of three employees on-site during peak operations.

#### PROJECT LOCATION

This project is located in Humboldt County, in the Garberville area, on the east side of Bear Creek Road, approximately 150 feet north from the intersection of Bear Creek Road and Redwood Drive, on the properties known as 647 Bear Creek Road and 649 Bear Creek Road.

PRESENT PLAN DESIGNATIONS Commercial General (CG), Density: N/A, Garberville Redway Benbow Alderpoint Community Plan (GRBAP), 2017 General Plan, Slope Stability: Moderate Instability (2).

PRESENT ZONING

C-2-D

KEY PARCEL NUMBER 032-012-012-000

**ADDITIONAL PARCEL #S** 

#### **APPLICANT INFORMATION**

Name Emerald Holdings, LLC
Address 1 Brett Todoroff
Address 2 2360 Sprowl Creek Rd
City Garberville State CA Zip 95542
Phone E-Mail brett4kicks@gmail.com

#### OWNER INFORMATION

Name BUSHNELL DAVID L & BUSHNELL
MICHELLE L TR
Address 1
Address 2 754 Redwood Dr
City Garberville State CA Zip 95542

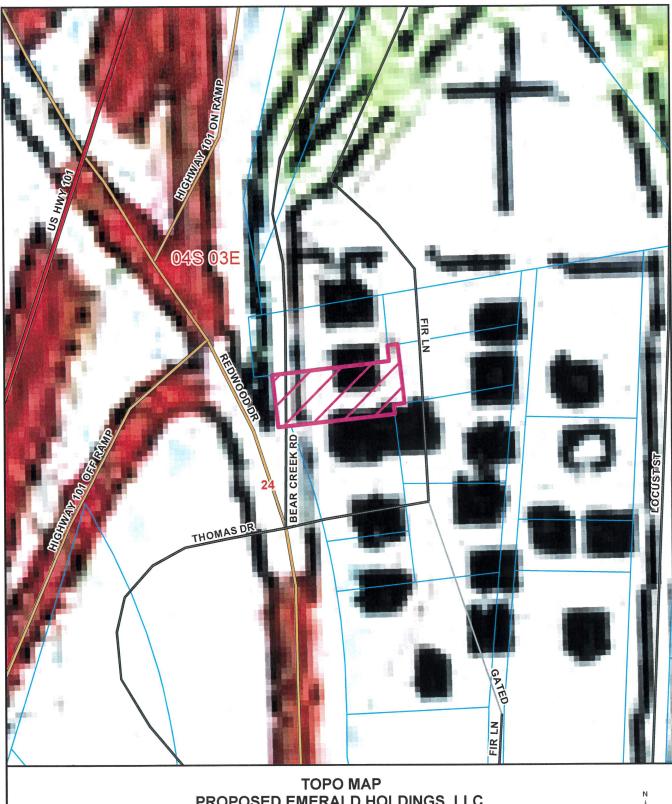
#### **AGENT INFORMATION**

Name
Address 1 Steve Luu; Brittney Crosby
Address 2 973 Dowler Drive
City Eureka State CA Zip 95501
Phone E-Mail steven@slconsultinginc.com;
brittneyc@slconsultinginc.com

#### ADDITIONAL PROJECT INFORMATION

ADDITIONAL OWNERS

DECISION MAKER
ENVIRONMENTAL REVIEW REQUIRED?
MAJOR ISSUES
STATE APPEAL STATUS
PRELIMINARY CEQA FINDINGS
CEQA EXEMPTION SECTION



Project Area =

TOPO MAP
PROPOSED EMERALD HOLDINGS, LLC
GARBERVILLE AREA
PLN--2019-16097
APN: 032-012-010

T04S R03E S24 HB&M (GARBERVILLE)

This map is intended for display purposes and should not be used for precise measurement or navigation. Data has not been completely checked for accuracy.

112.5

225 Feet

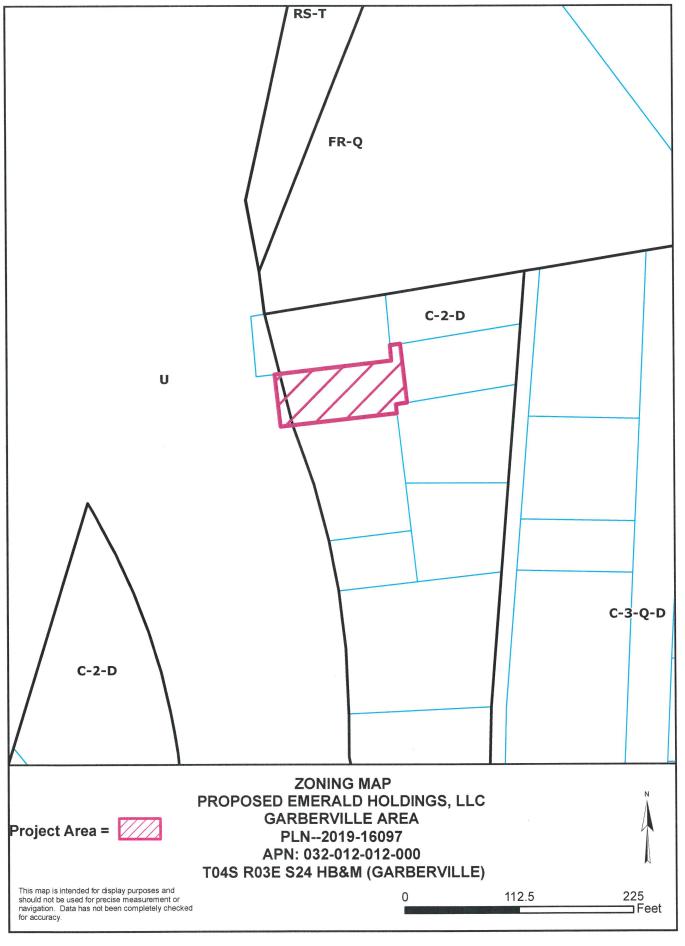


Project Area =

AERIAL MAP
PROPOSED EMERALD HOLDINGS, LLC
GARBERVILLE AREA
PLN--2019-16097
APN: 032-012-010

T04S R03E S24 HB&M (GARBERVILLE)

This map is intended for display purposes and should not be used for precise measurement or navigation. Data has not been completely checked for accuracy.



## **ARTICLE 10 - DISCONTINUANCE OF SERVICE**

**Sec 10.1** <u>Disconnection for Non-Payment.</u> Service may be discontinued for non-payment of bills after (30) days late.

Adopted 06/27/2017

**Sec 10.2** <u>Reconnection Charge.</u> A nonrefundable reconnection charge of \$100 will be made and collected prior to renewing service following disconnection.

Adopted 06/27/2017

**Sec 10.3** <u>Unsafe Apparatus.</u> Water service may be refused or discontinued to any premises where apparatus or appliances are in use which might endanger or disturb the service of other customers.

**Sec 10.4** <u>Cross-Connection.</u> Water service may be refused or discontinued to any premises where exists a cross-connection in violation of State or Federal laws.

**Sec 10.5** <u>Fraud or Abuse.</u> Service may be discontinued if necessary to protect the District against fraud or abuse.

**Sec 10.6** <u>Non-Compliance with Regulations.</u> Service may be discontinued for non-compliance with this or any other ordinance or regulation relating to the water service.

**Sec 10.7** <u>Upon Vacating Premises.</u> Customers desiring to discontinue service shall notify the District two (2) or more days prior to the date of disconnect. Customers who fail to notify the District as provided in this section shall be liable for regular water service charges whether or not any water is used.

**Sec 10.8** <u>Abandonment Charge</u>. Any person abandons service to a building from the District's water system or to abandon service to a property, shall pay to the District an Abandonment Charge. When no abandonment fee is received by the District, legal action may be taken to collect the abandonment fee. If the fee is not received from the renter, the property owner will be responsible for payment and service charges, including late fees and if payment is not received from the owner, all charges will be paid by the new owner along with a new connection fee before service will be provided.

#### The Abandonment Charge shall consist of:

- a. All costs incurred by the District in disconnecting the system at the property line and plugging and sealing the line, including the cost of surveying, if any, and
- b. The sum of five hundred dollars (\$500.00), to recover District costs.
- c. Owner must fill out the District Discontinuance application. (Appendix A)
  - 1. Item (b) of the Abandonment Charge shall not apply to any person who desires to disconnect a building from the District's Water or Sewer system but who intends to keep other buildings on the property connected to the system or to disconnect from one building while connecting to another on the same property. Adopted 12/18/2018

**Sec 10.9** <u>Annual Fee for Discontinuance of Service</u>. Any person requesting discontinuance of service <u>will</u> pay an annual fee of \$500 to keep service active and not be charged a reconnection fee when service continues. <u>A new connection fee will be required before service is</u>

reinstated if discontinuance exceeds two years or unless there is an approved justification for extension. The Discontinuance of Service fee is to retain GSD services at a lower cost, in the event of an <u>involuntary loss of a home or business</u>, where the owner is unable to receive GSD services at no fault of their own. Instances of involuntary discontinuance of services would be, any natural disaster or damage which removes service from building or property; it can also be for demolition of a structure because of unstable or unlivable environment, with no ability to maintain occupancy until repairs are made.

- a. Any person requesting discontinued service is required to fill out the District discontinued service application and be responsible for any associated costs, including service charges and associated fees along with a nonrefundable \$500 discontinued service fee.
- b. When a discontinued service requires reconnection and has not paid the annual \$500 inactive service fee, they will be required to pay current connection fees prior to service.
- c. An extension which exceeds two years will only be granted if approved by the General Manager or designee

- d. Any request for an approved "Discontinuance Fee" must prove that the water/sewer service is disconnected from property and will not be used unless there is an emergency and at such time this account will revert back to monthly service charges.
- **e.** In the event of an emergency, water may be used but will be subject to investigation by the General Manager or designee and if not authorized, the account will revert back to a monthly base rate and service charges for consumption.

Adopted 2/23/2021

**Sec 10.9a** Mandated Water Discontinuance of Service. Garberville Sanitary District requires agricultural water meter be installed for property used for commercial cannabis or other agricultural crop, which allows us to reduce usage or disconnect water from agricultural demand while allowing residence to continue receiving water for personal health and safety use.

When District necessity or drought requires agricultural water meters be disconnected, the customer's base rate will be waived until water is turned on, or up to 3 months. Base rate may be reduced 50% if disconnection is required for a longer period.

Mandated water disconnection and service charges will be revaluated monthly, until water is reconnected.

Base rate and consumption charges will continue once the water is reconnected



# Garberville Sanitary District PO Box 211 919 Redwood DR. Garberville, CA. 95542 Office(707)923-9566 Fax(707)923-3130

#### MANDATED WATER DISCONTINUANCE POLICY

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Base rate and consumption charges will continue once the water is reconnected