

**MINUTES OF THE
CHANNEL ISLANDS BEACH COMMUNITY SERVICES DISTRICT
REGULAR BOARD MEETING, September 10, 2019**

A. CALL TO ORDER, ROLL CALL, AND PLEDGE OF ALLEGIANCE:

President Brewer called the meeting to order at 6:00 P.M. and led everyone in attendance in the Pledge of Allegiance. In attendance, Vice President Nast, Director Marcus, Director Bouchard, Director Debley, Interim General Manager (IGM), Pete Martinez, Clerk of the Board, Erika Davis, General Counsel, Robert Congelliere, and Office Manager, CJ Dillon.

B. PUBLIC COMMENTS:

Audrey Keller represented the Channel Islands Neighborhood Council and asked for Board support opposing the North Shore at Mandalay Bay Development. See Comments attached.

Mohammed Hasan, M.S., P.E, PWLF, FASCE made comments regarding his accomplishments and interest in applying for the General Manager position.

Board asked Audrey Keller questions. Director Bouchard said he was uncomfortable with discussion during public comment and suggested if the Board wanted to discuss the topic, they should agendaize the topic and hold a Special Meeting. Director Bouchard stated that he would like to abide by the rules thus was no longer participating in the discussion during public comment and suggested the Board follow suit. President Brewer gave staff direction to schedule a Special Meeting to discuss this topic.

Director Bouchard suggested Mohammed Hasan refer to the July 2019 meeting minutes since that was the last recorded action taken by the Board regarding the General Manager position.

C. CONSENT CALENDAR:

Director Marcus made the motion to approve the Consent Calendar and Vice President Nast seconded the motion. The motion passed all in favor.

Brewer, Nast, Marcus, Bouchard, Debley 5 - Yes 0 -No

D. HUENEME FOUNDATION PRESENTATION:

Robert Bromber PhD, President of the Hueneme Foundation, discussed the City of Oxnard's need for a new Wastewater Treatment Plant and the financial impact of funding a project of this magnitude. He believes the solution is the City of Oxnard securing a substantial grant. The suggestion is to reach out to the Office of Economic Adjustment for a grant. In order to get the grant, the surrounding agencies need to cosign the grant. His request of the Board is to have the CIBCSO become a joint grant applicant. He would need the Board to agree to be a joint grant applicant and cosign the grant application. Board asked questions. Board gave staff direction to speak with the City of Oxnard and agendaize this at the October Board Meeting.

E. OPERATIONS AND MAINTENANCE REPORT:

IGM Martinez presented the Operations and Maintenance Report. IGM Martinez, using a PowerPoint presentation, explained the month's endeavors which included the Tour of United Water Conservation District Facilities, water valve replacements, and the maintenance of the water and sewer systems. IGM Martinez reminded the Board that the Community Clean Up is this Saturday, September 14th 9:00 a.m. to 1:00 p.m.

F. ACTION CALENDAR:

None.

G. INFORMATION CALENDAR:

1. Senate Bill No. 998 – Discontinuation of Residential Water Service

IGM Martinez, using a PowerPoint presentation explained Senate Bill No. 998. IGM Martinez compared the Senate Bill to what the current Ordinance states. IGM Martinez explained the need for a new policy and amendment of the current Ordinance. IGM Martinez stated he will be bringing this to a Board Meeting in the future as an Action Item.

2. Hollywood Station Sewer Improvements

IGM Martinez explained this project was identified in the Capital Improvement Budget. Hollywood Station is going to be upgraded. President Brewer asked to see the Station after the upgrades are completed.

3. PHWA Agenda Review

IGM Martinez reviewed the PHWA Agenda which included the Operations Report and United's presentation on Article 21 water. PHWA will be doing a Facilities Condition Assessment and the Budget will be brought to the October meeting. IGM Martinez also announced that the City Manager, Rod Butler was leaving the position at the end of the year.

4. Report from Board Members of any meeting or conference where compensation from the District for attendance was received

Vice President Nast reported that he attended a VRSD meeting. It was a Closed Session Meeting.

H. BOARD MEMBER COMMENTS:

Vice President Nast asked about the PFA and PFO testing that he wanted agendized. Director Bouchard reminded the Board that IGM Martinez was told to report back to the Board regarding this issue after he attends the PFA workshop in October.

Vice President Nast would like the Board to have a review on the Brown Act Rules.

Director Bouchard announced that the Groundwater Sustainability Plan comment period is coming to a close in the next 3 weeks.

Director Bouchard wanted to remember 9-11 on this week of the 18th anniversary of this tragedy.

President Brewer said that the County of Ventura is enforcing the Temporary Rental Unit Ordinance, but they are backlogged since so many are in violation.

Director Marcus would like to see information posted on the District website addressing the rules regarding bonfires on the beach.

I. GENERAL COUNSEL & GENERAL MANAGER COMMENTS:

IGM Martinez announced the Community Clean Up is September 14, 2019 9:00 a.m. to 1:00 p.m.

IGM Martinez announced the Community Meeting regarding the District Office Building is on September 17th at 6:00 pm. IGM Martinez will report on it at the October Board Meeting.

IGM Martinez said that the GSP hearing closes on September 23, 2019.

The Board Meeting adjourned at 8:00 P.M.

Kristina Brewer, President

9/10/19

Board of Directors

HBCSC

Items not on the Agenda

RE: North Shore at Mandalay Bay Development

I am Audrey Keller, Chair of the Channel Islands Neighborhood Council, represent 1,900 homes on the CI Harbor and along the Edison Canal.

I am here because the City Planning department is pushing forward an old project in the works for at least 20 years on a dump site at 5th and Harbor. Known as the North Shore at Mandalay Bay development they are proceeding with their plans including asking for permission of the owner of the 2.5 mile long canal CenterPoint Energy to dump and drain into the canal.

As a community we understand that the City's permit process does not reflect the disastrous Harbor Water Quality degradation as a direct impact from the NRG Power Plant Closure in 2018. This harbor is no longer a REC-1 body contact harbor as designated in the VC Basin Plan.

Two key players in the world of water - LARWQB and The Dept. of Toxic Substances Control, have no way of stopping this developer from dumping into the canal ... or do they?

No study for this development's viability we can find considered the canal as an impacted body. No study considered what would happen to the harbor when the power plant stopped their INTAKE North up the canal. The canal wraps this development's northern and eastern borders.

Let me describe what used to happen when the power plant operated in a unscientific but visceral way. The power plant pumps sucked an enormous amount of water out of our harbor and NORTH, up the canal at surging speed. This surge flushed essentially like a toilet --- all the

pollutants from the harbor, from oil industry dump site and the from the farm fields nutrients and pollutants thru the power plant and OUT TO SEA.

Here is the subtle part no one is talking about --- the canal now ONLY drains/dumps SOUTH --- directly into the harbor.

As of June 2018, this “TOILET” full of waste and known carcinogens in the canal moves slowly with the tide – which at by the end of 2.5 mile canal, the turbidity – the description of the lack of water movement --- will cause the pollutants to sit, move into the silt and eventually into the ground water.

I am no scientist, but because CINC has resources of folks that are experts in the field of biology and medicine, we are bringing this critical issue to you.

What can we do together to defending our harbor?

This is not business as usual and we all must insist that no dumping of any wastewater, run off or storm water drains from that development into the canal. We must insist that this developer creates a closed environment to protect their harbor neighbors to the South. We also must insist that the City enforces this pollutant free zone in the formation language of the CFD. This includes rainwater runoff.

Why is this important to your business of delivering water to your customers? Are CIBCSD members impacted downstream if the fresh water in the aquifer sitting under this development is disturbed by excavation, construction and storm water runoff? Does the water from this aquifer get sold to you or to someone else down the line?

I’ve shared the report from the LARWQCB with your board members. The report highlights an aquitard and if measured from the high ground

of the property, what they described as an aquitard 30-35 feet below ground might actually be at the level of the adjacent canal.

The City Planning Manager, Jeffrey Lambert is holding a meeting to discuss this plan with the residents and stakeholders 9/24 @ 6pm. Location tbd. City Planning Staff infers “this is not open for discussion, this development has been approved by the governmental agencies”.

These are the same agencies that are currently playing the wait and see game with our harbor.

A discontinuous aquitard approximately five feet thick separates the perched groundwater unit from the semi-perched aquifer at about 30 feet to about 35 feet below ground surface (bgs). This aquitard was found in the northern, central, and eastern areas of the property, but is not continuous across the site. A thick clay zone from about 75 feet bgs to 100 feet bgs separates the base of the semiperched aquifer from the top of the upper aquifer system. This layer of clay is considered an aquitard that allows some water to migrate vertically. The upper aquifer system consists of the Oxnard and Mugu aquifer zones at a depth of 150 to 450 feet bgs. The Oxnard aquifer and Mugu Aquifer are the principal sources of water for the agricultural irrigation in this area, however, other beneficial uses exist for ground water in this area, such as municipal and domestic supply, and shall be protected accordingly. The lower aquifer system consists of the Hueneme, Fox Canyon, and Grimes Canyon Aquifers at a depth of over 450 feet bgs.

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD

LOS ANGELES REGION

ORDER NO. 00-180

WASTE DISCHARGE REQUIREMENTS

FOR

NORTH SHORE AT MANDALAY BAY

(NORTH EAST CORNER OF WEST FIFTH STREET AND HARBOR BOULEVARD)

OXNARD, CALIFORNIA

(FILE NO. 98-197)