

Lake Canyon Community Service District

POST OFFICE BOX 866 LOS GATOS, CA 95031-0866

LakeCanyonCSD@yahoo.com Ph: (408) 834-7745 Ext. 5

www.lakecanyon.com

BOARD MEETING MINUTES: September 10, 2018

Kirk called the meeting to order at 7:04 PM at the Filtration Plant.

Attending Board members: Kirk Epperly, Bryan Cameron, Bud Everts and Terry Truong.

Also present: Rebecca Cabral, Stacey Johnson (GM). A conference line was opened but there was no participation.

Communication and correspondence:

1. On 8/21/2018 the Santa Clara County Board of Supervisors sent the CSD an email indicating that Terry Truong was appointed to the CSD board.
2. The CSD received the Leach field tank evaluation report from by Questa on August 24th. The GM forwarded the report to the Board.

Approve of last meeting minutes:

1. After review of the previous months minutes ***Bud moved to approve the July minutes as mailed. Terry seconded. Motion approved unanimously.***

Approve of last month's financials:

1. After review of the financial report package including the P&L, Balance sheet, and the bank statement for August 2018 ***Bryan moved to approve the Financials. Bud seconded. Motion approved unanimously.***

Operations Report:

1. Charles Perkins (Electrician) agreed to perform the switch panel move and the installation of the remaining 15 generator switches for \$7300. The moved of the PG&E switch panel from panel closet 3 to closet 1 (where the generator will reside) was completed on 9/5/2018.
2. Leach field tank evaluation by Questa - The board reviewed the dosing siphon tank investigation report and requested that the GM ask Questa what the urgency of the repair was and whether it could be scheduled for the spring. The GM was also asked to inquire about a fourth solution of I-beams along the front of the tank and whether that was a feasible alternative. ***Bud moved to approve alternate # 3 unless proposed alternate #4 with steel I-beams could be implemented at a lower cost within the same time frame. Terry seconded. Motion approved unanimously.***
3. Community septic tank lid access during inspections and emergency repairs was discussed. The board suggested that section 6.05 of Ordinance 97-1 be placed in the "Community Notes" section of the next minutes mailing.

New/Old Business:

1. The board requested that a discussion around the call in line be added to the next agenda.
2. The board discussed the presentation to be given at the Mutual annual meeting. Several topics were suggested such as Proposition 218, the billing model research and Phil's retirement. Kirk and Bud will work on the content.

Adjournment:

Bud moved to adjourn the meeting to October 8, 2018 at the Filtration Plant (19605 Manzanita Drive). Terry seconded the motion. Motion Approved Unanimously. Meeting adjourned at 8:43 P.M.

Note to the community:

There have been several incidents of dirt, rock, or other material being placed on top of tank lids which either obstruct access or cause the metal lids to retain moisture and rust shut. The board requested that the following

section of Ordinance 97-1 (which is located on the website under LCCSD/Ordinances and Resolutions) be placed in the notes section of the next minutes to make these requirements more transparent.

Section 6.05 - Interference with District Easements.

(A) Except as provided in Subsection (E) below unlawful for any person to obstruct, encroach upon otherwise interfere with District easements or to permit or allow such obstructions encroachments or interferences.

(B) Without in any way limiting the breadth of the general prohibition contained in Subsection (A) above the following conditions are expressly prohibited.

(1) Construction, installation or maintenance of any permanent or temporary structure which is *on*, in, or over any easement and which cannot be readily and easily removed at any time the District requires access to or use of an easement. In this regards the term "structure" includes buildings, fences gates, decks, roof overhangs, decorative rocks and boulders, and the like.

(2) Planting growing or maintaining *trees*, shrub or other forms of plant life which restrict access to an easement or which interfere with the use or operation of wastewater facilities located in the easement. Included within this prohibition are: trees and shrubs located on the surface of an easement which inhibits access by District personnel, vehicles and equipment; overhanging vegetation located outside the easement which likewise restricts access; and plants of kind which produce roots that are likely to invade wastewater facilities.

(3) The deposit of any debris, garbage, trash or other solid waste on or in an easement.

(4) The abandonment of any items of property *I* including vehicles within an easement.

(C) The foregoing prohibitions do not preclude the owner of the real property which is the subject of the District/s easement from making uses of the easement so long as such uses are not inconsistent with District's rights.

(D) Any condition which constitutes an obstruction of, encroachment upon or interferences with a District easement shall promptly be removed by the property owner or any other responsible person upon District's demand to do so, provided, however, that in the event of an emergency, District shall be entitled, without prior demand, to remove any obstruction, encroachment or interference by such means as District determines are reasonably necessary, even if such removal will result in damage to or loss of property by the property owner or other responsible person who caused or allowed the condition to occur. In the event a condition is not removed by responsible persons after District's reasonable demand, or without demand in the case of an emergency, District shall be entitled to recover from any responsible persons all costs and expenses incurred by it to remove the condition. The remedies provided to District by this Subsection are in addition to, and cumulative with, any other remedies available to District pursuant to this Code or otherwise as provided by law.

(E) In the event of any substantial hardship, or for other good cause, any affected person may seek relief from the provisions of this Section by requesting relief pursuant to Section 2.06.