

RESOLUTION 04-09-23

**RESOLUTION OF THE PAJARO SUNNY MESA COMMUNITY SERVICES DISTRICT
(P/SMCSD) RESCINDING RESOLUTION 11-02-22 REGARDING COUNTY OF
MONTEREY TRANSFER OF PAJARO COUNTY SANITATION DISTRICT AND
APPROPRIATE DIRECTION TO GENERAL MANAGER**

WHEREAS, the Pajaro County Sanitation District (PCSD) provides sanitary sewer collection services to the communities of Pajaro, Las Lomas, Bay Farms and Sunny Mesa, and

WHEREAS, in the fall of 2022. Certain members of the public expressed an interest in P/SMCSD acquiring and operating the PCSD system due to the desire for local control and the experience of P/SMCSD operating the PCSD between 2007 and 2015 using equipment provided by the County of Monterey, and,

WHEREAS on or about November 17, 2022, the Board there adopted Resolution 11-02-22 regarding exploring the possibility of acquiring the PCSD if ten conditions [(a) through (j)] inclusive and could be satisfied and provided direction to the General Manager to send out the Resolution, and

WHEREAS, since adoption of Resolution 11-02-22 the P/SMCSD has incurred catastrophic damage to two of its water systems due to the breach of the Pajaro River levee and flooding, and

WHEREAS, expenses for temporary repairs to P/SMCSD's Pajaro and Sunny Mesa water systems caused by flooding are \$79,000 to date, and

WHEREAS, permanent repairs and or replacement of portions of the Pajaro and Sunny Mesa systems caused by flooding are estimated to cost no less than \$430,000, and

WHEREAS, the total loss to the P/SMCSD from flooding is expected to be more than \$650,000, and

WHEREAS, the insurance available the P/SMCSD for the loss has a \$100,000 deductible, and

WHEREAS, damage to the PCSD caused by the March 11, 2023, flood in Pajaro is expected to be in the tens of millions of dollars, and

WHEREAS, there is a burden on the limited staff of the P/SMCSD to manage the repairs and replacements to the P/SMCSD and the limited staff of the P/SMCSD are not capable of managing the acquisition of the PCSD at this time.

WHEREAS, it is therefore in the best interests of the Board of Directors of the P/SMCSD to rescind Resolution 11-02-22.

Now therefore the Board of Directors of the P/SMCSD hereby directs P/SMCSD's General Manager to immediately communicate the contents of this resolution to J. Erich Rauber, P.E., District Engineer and Monterey County Supervisor Glenn Church.

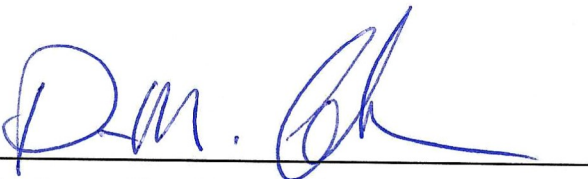
PASSED AND ADOPTED this 27th of April 2023, upon motion of Director Chesterman, seconded by Director Coplin, and carried by the following vote, to wit:

AYES: D. Olsen; S. Coplin; C. Miller; D. Chesterman

NOES: None

ABSENT: P. Anderson

ABSTAIN: None



Donald Olsen, President of the Board of Directors

CERTIFICATE OF SECRETARY

I, Don Rosa, as the duly elected Secretary of the Board of Directors of the Pajaro/Sunny Mesa Community Services District, Monterey County, California, do hereby certify that the above resolution is a full, true and correct copy of said Resolution passed and adopted by the Board of Directors at a meeting held on the 27th of April 2023, and that said Resolution is now spread upon the minutes of said Board.



Secretary of the Board of Directors