



**REGULAR MEETING AGENDA
PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT
VIRTUAL MEETING via ZOOM**

Governor Newsom through CA Executive Order N-33-20 (issued on March 19th, 2020) issued a shelter-in-place order for the State of California. The order was further strengthened by the County of Santa Cruz Health Officer Order issued on March 31st, 2020 which discourages residents from traveling (even between their own properties) for non-essential reasons. CA Executive Order N-25-20 allows for modifications to the Brown Act ensuring that public meetings can continue under this order through telephone or video conferencing.

Saturday, December 10th, 2022 9:00 a.m.

Join Zoom Meeting

<https://us02web.zoom.us/j/82031765731?pwd=TIJwb2tqUUtQd1hGczFsK0s2TXFGOT09>

Meeting ID: 820 3176 5731

Passcode: 522813

Phone in: +1 669 900 9128 US

See below the agenda for how to download Zoom for a computer or smartphone (both audio and video available) or to participate via dial-in telephone (audio only). Also, please review the etiquette guidelines and reminders. If you have any questions please contact the District Clerk at pdghad@gmail.com

A. OPEN SESSION CALL TO ORDER – PLEDGE OF ALLEGIANCE

Roll Call

**John Cullen, President
David Ferrari, Vice-President
Raphael Kraw, Treasurer**

**Michael Butner, Director
Patrick Dobbins, Director
Sarah Mansergh, Clerk**

B. MEMBER COMMENTS

Matters under the jurisdiction of the Board and not on the posted agenda, may be addressed by members of the public before the Board for consideration. However, California law prohibits the Board from taking action on any matter which is not on the posted agenda unless it is determined to be an emergency by the Board of PDGHAD. Any person wishing to address the Board during the Member Comment period shall be permitted to be heard for up to 3 minutes, A) individuals may speak only once and B) the Board is unable to address any owner comments in depth but may choose to direct the Clerk to follow-up on the matter for a future meeting.

C. PRESIDENT'S REMARKS

The President will use this opportunity to inform the public of issues affecting the District and other items of a general nature not otherwise provided for on this agenda.

1. 2023 Meeting Dates

March 4th, 2023

May 6th, 2023

June 3rd, 2023

August 5th, 2023

October 7th, 2023

December 9th, 2023

D. CONSENT CALENDAR

All matters listed on the Consent Calendar are considered to be routine by the Board of Directors and will be enacted by one motion at the appropriate time. There will be no separate discussion on these items. If discussion is desired, that item will be removed from the Consent Calendar and will be considered separately.

1. Approval of meeting minutes from October 1st, 2022

E. TREASURER'S REPORT

2. Financial Reports

- Financial Report through
- Warrant listing

F. MEETING reports

3. Meetings attended by Directors at District expense since the last meeting of the Board (per AB1234 requirements). Such reports may be made orally or in writing.

G. NEW BUSINESS

4. ITEM-Resolution to continue teleconference meetings

- a. Board report
- b. Public comment
- c. Board discussion
- d. Board action /direction

5. ITEM- Update on County application for grading permit
 - a. Board report
 - b. Public comment
 - c. Board discussion

6. ITEM-Review and accept Audit FY 2021 2022
 - a. Board report
 - b. Public comment
 - c. Board discussion
 - d. Board action /direction

7. ITEM-Resolution to continue Line of Credit with Santa Cruz County Bank
 - a. Board report
 - b. Public comment
 - c. Board discussion
 - d. Board action /direction

8. ITEM-Consider renewing agreement with Graniterock for holding rocks in reserve
 - a. Board report
 - b. Public comment
 - c. Board discussion
 - d. Board action /direction

9. ITEM-Update on new Brown Act Rules regarding teleconferencing
 - a. Board report
 - b. Public comment
 - c. Board discussion
 - d. Board action /direction

10. ITEM-Consider purchasing conference webcam-like OWL Labs with 360 viewing and microphone.
 - a. Board report
 - b. Public comment
 - c. Board discussion
 - d. Board action /direction

11. ITEM-Consider 6 month free membership with CSDA-California Special District Association
 - a. Board report
 - b. Public comment
 - c. Board discussion
 - d. Board action /direction

12. ITEM-Insurance renewals will be in March-direct staff on completing applications and getting quotes for D&O and Liability policies.

- a. Board report
- b. Public comment
- c. Board discussion
- d. Board action /direction

H. DIRECTORS COMMENTS AND CONCERNS

Members of the Board of Directors may address items of concern at this time and may request that items be placed on future agendas in accordance with the By-laws of the Board.

I. ADJOURNMENT

The next Meeting of the Board of Directors is scheduled for March 4th, 2022, at 9:00 a.m. online via Zoom and, if possible, at the offices of the Pajaro Dunes Geologic Hazard Abatement District, Board Room, Pajaro Dunes, 2661 Beach Road, Watsonville, CA 95076. Individuals who require special accommodations are requested to contact the District Clerk by calling (831) 818-9253, no less than 72 hours prior to the meeting or in the case of a Special Meeting, as soon as possible after the Agenda is posted. Copies of the agenda will be available 72 hours prior to the meeting and may be obtained by contacting the District at (831) 761-7744. All meetings are noticed and conducted in accordance with the Ralph M. Brown Act.

PDGHAD

**REGULAR MEETING MINUTES
PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT
VIRTUAL MEETING via ZOOM**

Governor Newsom through CA Executive Order N-33-20 (issued on March 19th, 2020) issued a shelter-in-place order for the State of California. The order was further strengthened by the County of Santa Cruz Health Officer Order issued on March 31st, 2020 which discourages residents from traveling (even between their own properties) for non-essential reasons. CA Executive Order N-25-20 allows for modifications to the Brown Act ensuring that public meetings can continue under this order through telephone or video conferencing.

Saturday, October 1st, 2022 8:00 a.m.

Join Zoom Meeting

<https://us02web.zoom.us/j/82435032771?pwd=cXEvSXZVNWU5VWNkVWFjTjN2THduOT09>

Meeting ID: 824 3503 2771

Passcode: 981336

Phone in: +1 669 900 9128 US

See below the agenda for how to download Zoom for a computer or smartphone (both audio and video available) or to participate via dial-in telephone (audio only). Also, please review the etiquette guidelines and reminders. If you have any questions please contact the District Clerk at pdghad@gmail.com

A. OPEN SESSION CALL TO ORDER – PLEDGE OF ALLEGIANCE

Roll Call

**John Cullen, President-present
David Ferrari, Vice-President-present
Raphael Kraw, Treasurer-present**

**Michael Butner, Director-present
Patrick Dobbins, Director-present
Sarah Mansergh, Clerk-present**

Mike Rodriquez, Attorney and Wendy Cumming, Accountant also present.

B. MEMBER COMMENTS

Matters under the jurisdiction of the Board and not on the posted agenda, may be addressed by members of the public before the Board for consideration. However, California law prohibits the Board from taking action on any matter which is not on the posted agenda unless it is determined to be an emergency by the Board of PDGHAD. Any person wishing to address the Board during the Member Comment period shall be permitted to be heard for up to 3 minutes, A) individuals may speak only once and B) the Board is unable to address any owner comments in depth but may choose to direct the Clerk to follow-up on the matter for a future meeting.

C. PRESIDENT'S REMARKS

The President will use this opportunity to inform the public of issues affecting the District and other items of a general nature not otherwise provided for on this agenda.

1. 2022 Upcoming Meeting Dates

December 10th, 2022

D. CONSENT CALENDAR

All matters listed on the Consent Calendar are considered to be routine by the Board of Directors and will be enacted by one motion at the appropriate time. There will be no separate discussion on these items. If discussion is desired, that item will be removed from the Consent Calendar and will be considered separately.

1. Approval of meeting minutes from August 6th, 2022

Raphael Kraw moves to approve the meeting minutes from August 6th. David Ferrari seconds. John Cullen-aye, David Ferrari-aye, Raphael Kraw-aye, Michael Butner-aye, Patrick Dobbins-aye.

E. TREASURER'S REPORT

2. Financial Reports

- Financial Report through August 31st, 2022
- Warrant listing

Reviewed financials and the info for the annual audit and assessments were both submitted.

F. MEETING reports

- ### 2. Meetings attended by Directors at District expense since the last meeting of the Board (per AB1234 requirements). Such reports may be made orally or in writing.

G. NEW BUSINESS

4. ITEM-Consider resolution for continuing teleconferenced meetings and discuss future meeting formats

- a. Board report
- b. Public comment
- c. Board discussion
- d. Board action /direction

Mike Rodriquez gave a brief update on the rules being considered for future Brown Act governed meetings. Will probably know more at the December meeting.

David Ferrari moves to approve the resolution to continue teleconferencing meetings. Patrick Dobbins seconds. John Cullen-aye, David Ferrari-aye, Raphael Kraw-aye, Michael Butner-aye, Patrick Dobbins-aye.

5. ITEM-Review the 2022 Seawall Inspection Report

- a. Board report
- b. Public comment
- c. Board discussion

No major issues came up with the seawall inspection. The same locations are noted as needing repair but no significant shifting in the rockwork was observed.

6. ITEM-Update on County application for grading permit, including discussion of seawall maintenance plan outline and costs.

- a. Board report
- b. Public comment
- c. Board discussion

Dan Peluso and team continue to work on the grading application. This includes the seawall maintenance plan. Comments on the plan included

-setting trigger points: such as “if the grade degrades by set point (like 20%) then action is needed.

-May also want to set “emergency points”-where quicker action is needed.

-Develop language to ease future permitting.

-Add language from the riverwall maintenance plan

Board members will review the document further and submit comments to Sarah by 10/7/22 to submit to Dan. He will continue to work with David and John on developing the language and other permit documentation. Will return with an update at the December meeting.

H. DIRECTORS COMMENTS AND CONCERNS

Members of the Board of Directors may address items of concern at this time and may request that items be placed on future agendas in accordance with the By-laws of the Board.

I. ADJOURNMENT

Meeting was adjourned at 8:34am

The next Meeting of the Board of Directors is scheduled for December 10th, 2022, at 9:00 a.m. online via Zoom and if possible at the offices of the Pajaro Dunes Geologic Hazard Abatement District, Board Room, Pajaro Dunes, 2661 Beach Road, Watsonville, CA 95076. Individuals who require special accommodations are requested to contact the District Clerk by calling (831) 818-9253, no less than 72 hours prior to the meeting or in the case of a Special Meeting, as soon as possible after the Agenda is posted. Copies of the agenda will be available 72 hours prior to the meeting and may be obtained by contacting the District at (831) 761-7744. All meetings are noticed and conducted in accordance with the Ralph M. Brown Act.

Pajaro Dunes Geologic Hazard Abatement District

Balance Sheet

As of October 31, 2022

Oct 31, 22

ASSETS

Current Assets

Checking/Savings

100000 · SCCB Zone 1 - 3957	249,938
100001 · SCCB Zone 2 - 3965	73,763
100002 · SCCB Z1 Emerg - 1877	665,632
100003 · SCCB LTD- 0208	49,266
100004 · SCCB Bond Holding	<u>259,075</u>

Total Checking/Savings 1,297,674

Accounts Receivable

120000 · Assessments Receivable	<u>122,551</u>
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Total Accounts Receivable 122,551

Other Current Assets

121500 · Prepaid Insurance	6,915
121600 · Prepaid Expenses	<u>1,000</u>

Total Other Current Assets 7,915

Total Current Assets 1,428,140

Fixed Assets

150000 · Riverwall	3,000,000
160000 · Accumulated Depreciation	<u>-1,783,332</u>

Total Fixed Assets 1,216,668

TOTAL ASSETS 2,644,808

LIABILITIES & EQUITY

Liabilities

Current Liabilities

Accounts Payable

200000 · Accounts Payable	<u>25,859</u>
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Total Accounts Payable 25,859

Other Current Liabilities

220000 · Accrued Interest	<u>7,660</u>
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Total Other Current Liabilities 7,660

Total Current Liabilities 33,519

Long Term Liabilities

285000 · Bonds Payable Z2	910,000
286000 · Bonds Payable Discount Z2	-52,250
286500 · Amort. Bond Discount Z2	<u>36,733</u>

Total Long Term Liabilities 894,483

Total Liabilities 928,002

Equity

30000 · Opening Balance Equity 608,448

32000 · Retained Earnings 1,128,731

Net Income -20,373

Total Equity 1,716,806

TOTAL LIABILITIES & EQUITY 2,644,808

Note ~ GHAD owns \$15k of rock that is stored at Granite Rock

Pajaro Dunes Geologic Hazard Abatement District
Profit & Loss Budget vs. Actual
 July through October 2022

Zone 1

	<u>Jul - Oct 22</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>% of Budget</u>
Ordinary Income/Expense				
Income				
410000 · Assessment Income	52,532	52,532		100%
Total Income	<u>52,532</u>	<u>52,532</u>		<u>100%</u>
Expense				
610155 · Postage and Mailings		549	(549)	
615115 · Office Expense		200	(200)	
615140 · Audit Expense	4,000	5,000	(1,000)	80%
61518 · Clerk		3,076	(3,076)	
615415 · Accounting	2,363	12,000	(9,637)	20%
615416 · Assessment Admin. Expense	2,720	10,788	(8,068)	25%
615617 · Website Maintenance		549	(549)	
615656 · Board/Clerk Education				
616500 · Legal Fees	1,040	6,591	(5,551)	16%
619010 · Technical Consulting Costs	45,045	43,343	1,702	104%
628500 · Insurance Expense	5,492	5,492	-	100%
629030 · SBA Repayment to PHA Z2				
650000 · Bank Service Charges				
750000 · Depreciation Expense Z2				
Total Expense	<u>60,660</u>	<u>87,588</u>	<u>(26,928)</u>	<u>69%</u>
Net Ordinary Income	<u>(8,128)</u>	<u>(35,056)</u>	<u>26,928</u>	<u>23%</u>
Other Income/Expense				
Other Income				
410070 · Interest & Penalty Income	17	17	-	100%
Total Other Income	<u>17</u>	<u>17</u>	<u>-</u>	<u>100%</u>
Other Expense				
855000 · Interest Expense				
955500 · Interest Bond Discount				
Total Other Expense				
Net Other Income	<u>17</u>	<u>17</u>	<u>-</u>	<u>100%</u>
Net Income	<u><u>(8,111)</u></u>	<u><u>(35,039)</u></u>	<u><u>26,928</u></u>	<u><u>23%</u></u>

Pajaro Dunes Geologic Hazard Abatement District
Profit & Loss Budget vs. Actual
 July through October 2022

Zone 2

	<u>Jul - Oct 22</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>% of Budget</u>
Ordinary Income/Expense				
Income				
410000 · Assessment Income	69,882	69,882	-	100%
Total Income	<u>69,882</u>	<u>69,882</u>	<u>-</u>	<u>100%</u>
Expense				
610155 · Postage and Mailings				
615115 · Office Expense				
615140 · Audit Expense				
61518 · Clerk				
615415 · Accounting				
615416 · Assessment Admin. Expense	212	1,141	(929)	19%
615617 · Website Maintenance				
615656 · Board/Clerk Education		951	(951)	
616500 · Legal Fees				
619010 · Technical Consulting Costs				
628500 · Insurance Expense				
629030 · SBA Repayment to PHA Z2	30,952	30,952		100%
650000 · Bank Service Charges		183	(183)	
750000 · Depreciation Expense Z2	33,332	33,332		100%
Total Expense	<u>64,496</u>	<u>66,559</u>	<u>(2,063)</u>	<u>97%</u>
Net Ordinary Income	5,386	3,323	2,063	162%
Other Income/Expense				
Other Income				
410070 · Interest & Penalty Income	122	50	72	244%
Total Other Income	<u>122</u>	<u>50</u>	<u>72</u>	<u>244%</u>
Other Expense				
855000 · Interest Expense	17,075	17,075		100%
955500 · Interest Bond Discount	696	696		100%
Total Other Expense	<u>17,771</u>	<u>17,771</u>		<u>100%</u>
Net Other Income	<u>(17,649)</u>	<u>(17,721)</u>	<u>72</u>	<u>100%</u>
Net Income	<u><u>(12,263)</u></u>	<u><u>(14,398)</u></u>	<u><u>2,135</u></u>	<u><u>85%</u></u>

Pajaro Dunes Geologic Hazard Abatement District
Profit & Loss Budget vs. Actual
 July through October 2022

	TOTAL			
	Jul - Oct 22	Budget	\$ Over Budget	% of Budget
Ordinary Income/Expense				
Income				
410000 · Assessment Income	122,414	122,414	-	100%
Total Income	<u>122,414</u>	<u>122,414</u>	<u>-</u>	<u>100%</u>
Expense				
610155 · Postage and Mailings		549	(549)	
615115 · Office Expense		200	(200)	
615140 · Audit Expense	4,000	5,000	(1,000)	80%
61518 · Clerk		3,076	(3,076)	
615415 · Accounting	2,363	12,000	(9,637)	20%
615416 · Assessment Admin. Expense	2,932	11,929	(8,997)	25%
615617 · Website Maintenance		549	(549)	
615656 · Board/Clerk Education		951	(951)	
616500 · Legal Fees	1,040	6,591	(5,551)	16%
619010 · Technical Consulting Costs	45,045	43,343	1,702	104%
628500 · Insurance Expense	5,492	5,492	-	100%
629030 · SBA Repayment to PHA Z2	30,952	30,952		100%
650000 · Bank Service Charges		183	(183)	
750000 · Depreciation Expense Z2	33,332	33,332		100%
Total Expense	<u>125,156</u>	<u>154,147</u>	<u>(28,991)</u>	<u>81%</u>
Net Ordinary Income	<u>(2,742)</u>	<u>(31,733)</u>	<u>28,991</u>	<u>9%</u>
Other Income/Expense				
Other Income				
410070 · Interest & Penalty Income	139	67	72	207%
Total Other Income	<u>139</u>	<u>67</u>	<u>72</u>	<u>207%</u>
Other Expense				
855000 · Interest Expense	17,075	17,075		100%
955500 · Interest Bond Discount	696	696		100%
Total Other Expense	<u>17,771</u>	<u>17,771</u>		<u>100%</u>
Net Other Income	<u>(17,632)</u>	<u>(17,704)</u>	<u>72</u>	<u>100%</u>
Net Income	<u><u>(20,374)</u></u>	<u><u>(49,437)</u></u>	<u><u>29,063</u></u>	<u><u>41%</u></u>

Pajaro Dunes Geologic Hazard Abatement District
Bank Account Activity
As of October 31, 2022

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Debit</u>	<u>Credit</u>	<u>Balance</u>
100000 - SCCB Zone 1 - 3957						222,581.29
Bill Pmt -Check	09/20/2022	1451	Cal Engineering & Geology		23,726.25	198,855.04
Bill Pmt -Check	09/20/2022	1452	Jarvis Fay LLP		500.00	198,355.04
Bill Pmt -Check	09/20/2022	1453	Wendy L. Cumming, CPA		2,946.56	195,408.48
Deposit	09/27/2022			2,538.91		197,947.39
Deposit	09/27/2022			51,991.05		249,938.44
Total 100000 - SCCB Zone 1 - 3957				54,529.96	27,172.81	249,938.44
100001 - SCCB Zone 2 - 3965						39,419.99
Bill Pmt -Check	09/21/2022	1376	Pelican Home Owner's Association		7,738.00	31,681.99
Bill Pmt -Check	09/21/2022	1377	Wendy L. Cumming, CPA		72.19	31,609.80
Deposit	09/27/2022			2,801.41		34,411.21
Deposit	09/27/2022			39,352.19		73,763.40
Total 100001 - SCCB Zone 2 - 3965				42,153.60	7,810.19	73,763.40
100002 - SCCB Z1 Emerg - 1877						601,541.21
Deposit	09/27/2022			2,943.55		604,484.76
Deposit	09/27/2022			61,147.43		665,632.19
Total 100002 - SCCB Z1 Emerg - 1877				64,090.98	0.00	665,632.19
100003 - SCCB LTD- 0208						49,257.45
Deposit	09/30/2022			4.05		49,261.50
Deposit	10/31/2022			4.18		49,265.68
Total 100003 - SCCB LTD- 0208				8.23	0.00	49,265.68
100004 - SCCB Bond Holding						198,988.14
Deposit	09/27/2022			4,227.35		203,215.49
Deposit	09/27/2022			55,801.01		259,016.50
Deposit	09/30/2022			25.52		259,042.02
Deposit	10/31/2022			33.00		259,075.02
Total 100004 - SCCB Bond Holding				60,086.88	0.00	259,075.02
				220,869.65	34,983.00	1,297,674.73

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PAJARO DUNES
GEOLOGIC HAZARD ABATEMENT DISTRICT AUTHORIZING THE CONTINUED
USE OF TELECONFERENCED MEETINGS PURSUANT TO ASSEMBLY BILL 361**

Resolution No. 2022-07__

WHEREAS, on March 4, 2020, Governor Newsom declared a State of Emergency in the State of California, as defined under the California Emergency Services Act, due to the COVID-19 pandemic; and

WHEREAS, on March 4, 2020, the Health Officer of Santa Cruz County declared a similar declaration of “local health emergency” regarding COVID-19 for Santa Cruz County, which was subsequently ratified by the Santa Cruz County Board of Supervisors on March 10, 2020; and

WHEREAS, on March 17, 2020, due to the threats posed by COVID-19, Governor Newsom issued Executive Order N-29-20, which suspended certain requirements of Government Code Section 54950 *et seq.*, the Ralph M. Brown Act (“Brown Act”), in order to allow local legislative bodies to conduct meetings telephonically or electronically without a physical meeting place; and

WHEREAS, on June 11, 2021, Governor Newsom issued Executive Order N-08-21, which stated that the provisions suspending requirements of the Brown Act in Executive Order N-29-20 would remain in effect through September 30, 2021, at which point the suspensions would expire; and

WHEREAS, on September 16, 2021, Governor Newsom signed Assembly Bill 361 (“AB 361”) into law, an urgency measure effective upon adoption, amending the Brown Act to allow legislative bodies to continue to meet remotely during a proclaimed State of Emergency, when either state or local officials have imposed or recommended measures to promote social distancing, or the legislative body determines that meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, the State of Emergency proclaimed by the Governor on March 4, 2020, and local health emergency declarations and recommendations, remain in effect; and

WHEREAS, highly contagious COVID-19 Delta and Omicron Variants emerged in the second half of 2021, causing an increase in positive cases and hospitalizations locally and throughout the State of California; and

WHEREAS, on February 16, 2022, Santa Cruz County lifted its November 18, 2021, Order requiring the use of face coverings in indoor settings, but continues to recommend indoor masking for unvaccinated individuals and strongly recommends the use of face masks as an effective tool against the spread of the COVID-19 virus; and

WHEREAS, according to the CDC’s “Community Transmission” metric, which provides a four-tiered system that measures the level of community transmission in each county, as of December 5, 2022, Santa Cruz County was reported as having a “Low” Community Transmission rate, and

WHEREAS, notwithstanding the above referenced Low Community Transmission rate, on November 23, 2022, the Santa Cruz County Health Services Agency issued a “Press Release” indicating that there has been an uptick in COVID-19 cases both locally and in the State of California, and that when paired with cases of the flu and the Respiratory Syncytial Virus (RSV), the County has concerns about safeguarding the local healthcare system through the winter months; and

WHEREAS, due to the continued threat of infections posed by the Delta, Omicron and BA.5 Variants, as well as RSV and flu cases, the District is concerned about the health and safety of attendees at public meetings should they be held in person and in a shared indoor public meeting space; and

WHEREAS, regular meetings of the Board of Directors of the Pajaro Dunes Geologic Hazard Abatement District (the “Board”), comprised of homeowners and constituents who often reside in other counties in the State, pose a unique risk of gatherings of individuals from a variety of locales with differing Community Transmission rates; and

WHEREAS, on November 13, 2021, in recognition of much of the information referenced above, the Board adopted initial Resolution No. 2021-02 “Authorizing the Continued Use of Teleconferenced Meetings Pursuant to AB 361” as a means of protecting the Board and the public from the transmission of the COVID-19 virus; and

WHEREAS, at the last District Board meeting, on October 1, 2022, the Board adopted Resolution No. 2022-__ “Authorizing the Continued Use of Teleconferenced Meetings Pursuant to Assembly Bill 361”; and

WHEREAS, pursuant to the provisions of AB 361, after adoption of an initial resolution stating the desire to continue to use teleconferencing, if a governmental entity wishes to continue to conduct business via teleconferencing it must adopt a subsequent resolution establishing facts and findings that justify the use of such meeting procedures; and

WHEREAS, in light of the foregoing, the Board desires to take action in substantial compliance with AB 361 to continue to hold its meetings remotely.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of the Directors of the Pajaro Dunes Geologic Hazard Abatement District as follows:

1. All of the recitals set forth above are true and correct to the best of its knowledge and by this reference are incorporated herein as findings.

2. The Board hereby acknowledges that the Governor's State of Emergency proclamation issued on March 4, 2020, remains in effect.

3. The Board finds that due to the emergence of the Delta, Omicron and BA.5 Variants, a recent increase in reported COVID-19 cases both locally and throughout the State, and the continued threat of COVID-19, holding in-person Board meetings would present an imminent risk to the health and safety of attendees.

4. The Board is hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution, including conducting open and public meetings in accordance with Government Code Section 54953(e) and other applicable provisions of the Brown Act to allow teleconferenced meetings.

5. This Resolution shall take effect on December 10, 2022, and shall be effective until the earlier of thirty days from said date or such time the Board adopts a subsequent resolution in accordance with Government Code Section 54953(e)(3) to extend the time during which the Board may continue teleconferencing without compliance with the Brown Act's prior rules regarding teleconferencing.

PASSED AND ADOPTED by the Board of Directors of the Pajaro Dunes Geologic Hazard Abatement District of the County of Santa Cruz, State of California, this 10th day of December, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

President John Cullen, Board of Directors

ATTEST _____
Sarah Mansergh, Clerk of the Board

**PAJARO DUNES GEOLOGIC HAZARD
ABATEMENT DISTRICT**

Financial Report

June 30, 2022

DRAFT

TABLE OF CONTENTS

INDEPENDENT AUDITORS' REPORT	1-3
MANAGEMENT'S DISCUSSION AND ANALYSIS	4-9
BASIC FINANCIAL STATEMENTS	
Government-Wide Financial Statements:	
Statement of Net Position	10
Statement of Activities and Changes in Net Position	11
Governmental Fund Financial Statements:	
Balance Sheet-Governmental Funds	12
Reconciliation of the Governmental Funds Balance Sheet to the Government-Wide Statement of Net Position	13
Statement of Revenues, Expenditures, and Changes in Fund Balances	14
Reconciliation of the Governmental Funds Statement of Revenues, Expenditures, and Changes in Fund Balances to the Government-Wide Statement of Activities and Changes in Net Position	15
Statement of Revenues, Expenditures, and Changes in Fund Balances- Budget to Actual	16
Notes to Basic Financial Statements	17-23
Schedule I - Revenues and Expenditures by Zone - Budget to Actual	24



INDEPENDENT AUDITORS' REPORT

To the Board of Directors
Pajaro Dunes Geologic Hazard Abatement District
Watsonville, California

Opinion

We have audited the accompanying financial statements of Pajaro Dunes Geologic Hazard Abatement District (the District) as of and for the year ended June 30, 2022, and the related notes to the financial statements, as listed in the table of contents.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the District as of June 30, 2022, and the changes in financial position for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Basis for Opinion

We conducted our audit in accordance with auditing standards generally accepted in the United States of America (GAAS) and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Our responsibilities under those standards are further described in the Auditors' Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the District and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the District's ability to continue as a going concern within one year after the date that the financial statements are issued (or within one year after the date that the financial statements are available to be issued when applicable).

Auditors' Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditors' report that includes our opinion. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with GAAS, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the District's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about the District's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

Other Matters

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis on pages 4 through 9 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with GAAS, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements.

We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Other Information

Our audit was conducted for the purpose of forming an opinion on the basic financial statements. The information included in the accompanying Schedule I (page 24) is presented for additional analysis and is not a required part of the basic financial statements.

The schedule is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with GAAS. In our opinion, the schedule is fairly stated, in all material respects, in relation to the basic financial statements as a whole.

December 10, 2022

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PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Management's Discussion and Analysis For the Year Ended June 30, 2022

As management of the Pajaro Dunes Geologic Hazard Abatement District (District), we offer readers of the District's financial statements this narrative overview and analysis of the financial activities and performance of the District for the year ended June 30, 2022. Please read this in conjunction with the District's basic financial statements.

Using This Financial Report

This annual report consists of management's discussion and analysis, the basic financial statements and notes to financial statements. Management's discussion and analysis provides a narrative of the District's financial performance and activities for the year ended June 30, 2022. The basic financial statements provide readers with a broad overview of the District's finances, in a manner similar to private-sector business. The notes provide additional information that is essential to a full understanding of the data provided in the basic financial statements.

Government-Wide Financial Statements –

Statement of Net Position and Statement of Activities and Changes in Net Position

One of the most important questions asked about the District's finances is, "Is the District better off, or worse off as a result of this year's activities?" The Statement of Net Position and the Statement of Activities and Changes in Net Position report information about the District in a way that helps answer this question. These statements include all assets and liabilities using the *accrual basis of accounting*, which is similar to the accounting used by most private sector companies. All of the current year's revenues and expenses are taken into account regardless of when the cash is received or paid.

These two statements report the District's *net position* and changes in it. Think of the District's net position – the difference between assets and liabilities – as one way to measure the District's financial health, or *financial position*. Over time, *increases or decreases* in the District's net position are one indicator of whether its *financial health* is improving or deteriorating. You will need to consider other non-financial factors, however, such as changes in the District's property tax base to assess the *overall health* of the District.

Government Fund Financial Statements –

Balance Sheet and Statement of Revenues, Expenditures, and Changes in Fund Balances

Governmental funds are used to account for essentially the same functions reported as *governmental activities* in the government-wide financial statements. However, unlike the government-wide financial statements, governmental fund financial statements focus on *near-term inflows and outflows of spendable resources*, as well as on *balances of spendable resources* available at the end of the year. Such information may be useful in evaluating a government's near term financial requirements.

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Management's Discussion and Analysis
For the Year Ended June 30, 2022

Balance Sheet and Statement of Revenues, Expenditures, and Changes in Fund Balances (Continued)

Because the focus of governmental funds is narrower than that of the government-wide financial statements, it is useful to compare the information presented for *governmental funds* with similar information presented for *governmental activities* in the government-wide financial statements. By doing so, readers may better understand the long-term impact of the government's near-term financing decisions. Both the governmental funds balance sheet and the governmental funds statement of revenues, expenditures, and changes in fund balances provide a reconciliation to facilitate this comparison between *governmental funds* and *governmental activities*.

Notes to Basic Financial Statements

The notes provide additional information that is essential to a full understanding of the data provided in the government-wide and fund financial statements.

Other Information

In addition to the basic financial statements and accompanying notes, this report also presents certain required supplementary information regarding the District's budgetary information.

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PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Management's Discussion and Analysis
For the Year Ended June 30, 2022

Government-Wide Financial Analysis

Statements of Net Position (page 10)

Condensed Statements of Net Position

	6/30/2022	6/30/2021
Assets:		
Current and other assets	\$ 1,496,042	\$ 1,272,334
Capital assets net of depreciation	1,250,000	1,350,000
Total assets	<u>\$ 2,746,042</u>	<u>\$ 2,622,334</u>
Liabilities:		
Current liabilities	\$ 115,555	\$ 105,656
Long-term debt	893,787	981,699
Total liabilities	<u>1,009,342</u>	<u>1,087,355</u>
Net Position:		
Investment in capital assets, net of related debt	266,213	283,301
Restricted for debt service	144,825	144,825
Unrestricted	1,325,662	1,106,853
Total net position	<u>1,736,700</u>	<u>1,534,979</u>
	<u>\$ 2,746,042</u>	<u>\$ 2,622,334</u>

As noted earlier in this analysis, net position may serve over time as a useful indicator of a government's financial position. In the case of the District, assets of the District exceeded liabilities and deferred inflows by \$1,736,700, as of June 30, 2022. At June 30, 2022, the District reflected an accumulated balance in its unrestricted net position of \$1,325,662.

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Management's Discussion and Analysis
For the Year Ended June 30, 2022

Government-Wide Financial Analysis (Continued)

The District has 200 tons of rip-rap, which is stored at a site provided by Granite Rock. The cost of the rock and storage was \$15,000 and was incurred and expensed in September 2012. The agreement with Granite Rock expires December 31, 2022, at which point any unused rock is to be forfeited unless a new agreement is reached.

Statements of Activities and Changes in Net Position (page 11)

	6/30/2022	6/30/2021
Condensed Statements of Activities and Changes in Net Position		
Expenses:		
Hazard abatement program	\$ 208,560	\$ 149,371
Interest on long-term obligations	56,449	60,883
Depreciation	100,000	100,000
Total expenses	365,009	310,254
General Revenues	566,730	628,870
Change in net position	201,721	318,616
Net position - beginning of year	1,534,979	1,216,363
Net position - end of year	<u>\$ 1,736,700</u>	<u>\$ 1,534,979</u>

The statement of activities and changes in net position shows how the government's net position changed during the year. In the case of the District, net position increased by \$201,721, during the current year.

Governmental Funds Financial Analysis

The focus of the District's governmental funds is to provide information on near-term inflows, outflows, and balances of spendable resources. Such information is useful in assessing the District's financial requirements. In particular, the unreserved fund balance may serve as a useful measure of the government's net resources for spending at the end of the fiscal year.

As of June 30, 2022, the District's General Fund reported a fund balance of \$1,123,379. The fund balance is not available for future spending because it has already been reserved for specific provisions (page 12).

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Management's Discussion and Analysis
For the Year Ended June 30, 2022

Financial Highlights

- The District's general fund balance increased \$217,742, from \$905,637 to \$1,123,379 (page 14).
- The District's debt service fund balance decreased by \$435, from \$365,413 to \$364,978 (page 14).
- Assessment revenues of \$563,901 were below prior year by \$61,018. The decrease was due to lower assessments as the District had funds carried forward from the prior years due to lower than anticipated expenditures in the prior years.
- General fund operating expenses of \$208,560 (before depreciation) were above the prior reporting period by 39.6%, or \$59,189. The increase is due primarily to an increase in contract costs for technical consulting.

General Fund Budgetary Highlights

- Total revenues over expenditures for the District's general fund operations were above budget by \$94,094. Actual assessment revenues were below budget by \$20,080.
- General fund operating expenses were below budget by \$111,545 or 34.85%. The underbudget variance is primarily due to anticipated technical consulting and seawall inspection costs, that while budgeted, will occur in the next fiscal year.

Capital Asset Administration

Changes in capital assets for the year were as follows:

	Balance 6/30/2021	Additions/ Transfers	Balance 6/30/2022
Depreciable capital asset	\$ 3,000,000	\$ --	\$ 3,000,000
Less accumulated depreciation	(1,650,000)	(100,000)	(1,750,000)
Total capital assets, net	<u>\$ 1,350,000</u>	<u>\$ (100,000)</u>	<u>\$ 1,250,000</u>

At June 30, 2022, the District's investment in capital assets amounted to \$1,250,000 (net of accumulated depreciation). This investment in capital assets consists solely of a riverwall. See note 3 for further information on the District's capital assets.

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Management’s Discussion and Analysis
 For the Year Ended June 30, 2022

Debt Administration

Changes in long-term debt for the year were as follows:

	<u>Balance</u> <u>6/30/2021</u>	<u>Additions</u>	<u>Principal</u> <u>Payments</u>	<u>Balance</u> <u>6/30/2022</u>
Ltd Obligation improvement bonds	\$ 1,085,000	\$ --	\$ (85,000)	\$ 1,000,000

Future Plans

During this year, the District has updated our grading permit application documents in the form of a 90% plan to Santa Cruz County (SCC) and the California Coastal Commission (CCC). Our materials provide the technical and construction detail for seawall repair. We have also developed a 60% plan outlining an ongoing maintenance plan as required by SCC. During the current year FY22/23, the District will continue meetings with governmental control agencies to further refine and clarify our plans with the end goal being issuance of our grading permit and approval of our ongoing maintenance plan.

Capacity building will continue to be a part of our plans. As in 2021, we were again very fortunate to add a new District Director on the board who has extensive experience in Public Works projects management and city-county government operations. Our Engineer of Record (EOR) has continued to bring in additional experts to assist with some of the technical aspects of our plan. The EOR has communicated regularly with SCC and CCC staff to provide info and answer questions. This level of capacity building and work effort will continue into 2023 as we pursue approval of our requests.

Once preliminary approval of our plan and permit application is achieved, the District will focus on our next proposition 218 election. A community education effort will begin in 2023 to inform our property owners of final project details and construction costs of seawall repairs and maintenance. A 218 election may occur in 2023 based on timing of the permit approvals process.

Contacting the District’s Financial Management

The financial report is designed to provide a general overview of the District’s accountability for the District’s assets. If you have questions about this report or need additional financial information, contact the Pajaro Dunes Geologic Hazard Abatement District at 2661 Beach Road, Watsonville, California 95076 or (831) 761-7744.

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Government-Wide
Statement of Net Position
June 30, 2022

	<u>Governmental Activities</u>
ASSETS	
Cash and cash equivalents, unrestricted (Note 2)	\$ 1,116,870
Cash and cash equivalents, restricted (Note 2)	144,825
Assessments receivable	220,940
Prepaid expenses	13,407
Capital assets, net of accumulated depreciation (Note 3)	<u>1,250,000</u>
Total assets	<u>\$ 2,746,042</u>
LIABILITIES, DEFERRED INFLOWS OF RESOURCES AND NET POSITION	
Liabilities:	
Accrued interest	\$ 17,870
Accounts payable	7,685
Long-term obligations:	
Long-term obligations - due within one year (Note 4)	90,000
Long-term obligations - due in more than one year (Note 4)	<u>893,787</u>
Total liabilities	<u>1,009,342</u>
COMMITMENTS AND CONTINGENCIES (Note 6)	
Net Position:	
Invested in capital assets, net of related debt	266,213
Restricted for debt service	144,825
Unrestricted	<u>1,325,662</u>
Total net position	<u>1,736,700</u>
	<u>\$ 2,746,042</u>

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Government-Wide
 Statement of Activities and Changes in Net Position
 Year Ended June 30, 2022

Function	Expenses	Revenue	Total
Hazard abatement program	\$ 208,560	\$ --	\$ (208,560)
Interest on long-term obligations	56,449	--	(56,449)
Depreciation	100,000	--	(100,000)
	<u>\$ 365,009</u>	<u>\$ --</u>	<u>(365,009)</u>

General Revenues:	
Assessment income	393,057
Emergency reserve fund assessments	170,844
Interest earnings	<u>2,829</u>
Total general revenues	<u>566,730</u>
Change in net position	201,721
Net position - beginning of year	<u>1,534,979</u>
Net position - end of year	<u>\$ 1,736,700</u>

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PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Balance Sheet-Governmental Funds

June 30, 2022

	Governmental Fund Types		Total
	General	Debt Service	(Memorandum Only)
ASSETS			
Cash and cash equivalents, unrestricted (Note 2)	\$ 896,717	\$ 220,153	\$ 1,116,870
Cash and cash equivalents, restricted (Note 2)	--	144,825	144,825
Assessments receivable	220,940	--	220,940
Prepaid expenses	13,407	--	13,407
	<u>1,131,064</u>	<u>364,978</u>	<u>1,496,042</u>
Total assets	<u>\$ 1,131,064</u>	<u>\$ 364,978</u>	<u>\$ 1,496,042</u>
LIABILITIES AND FUND BALANCES			
Liabilities:			
Accounts payable	\$ 7,685	\$ --	\$ 7,685
COMMITMENTS AND CONTINGENCIES (Note 6)			
Fund balances:			
Fund balance - reserved for debt service	--	364,978	364,978
Fund balance - reserved for reimbursement	1,123,379	--	1,123,379
	<u>1,123,379</u>	<u>364,978</u>	<u>1,488,357</u>
Total fund balances	<u>1,123,379</u>	<u>364,978</u>	<u>1,488,357</u>
	<u>\$ 1,131,064</u>	<u>\$ 364,978</u>	<u>\$ 1,496,042</u>

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PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Reconciliation of the Governmental Funds Balance Sheet to the
Government-Wide Statement of Net Position
June 30, 2022

Total fund balances of governmental funds	\$ 1,488,357
Amounts reported for governmental activities in the Statement of Activities are different because:	
Capital assets used in governmental activities are not current financial resources and therefore are not reported in the Governmental Funds Balance Sheet.	1,250,000
Accrued interest on debt that will not be paid with current financial resources are not considered in the Governmental Funds Balance Sheet.	(17,870)
Long-term obligations are not due and payable in the current period and therefore they are not reported in the Governmental Funds Balance Sheet. The long-term obligations were adjusted as follows:	
Long-term obligations - due within one year	(90,000)
Long-term obligations - due in more than one year	<u>(893,787)</u>
Net position of governmental activities	<u><u>\$ 1,736,700</u></u>

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Statement of Revenues, Expenditures, and Changes in Fund Balances
Year Ended June 30, 2022

	General	Debt Service	Total (Memorandum Only)
PROGRAM REVENUES			
Assessment income	\$ 255,245	\$ 137,812	\$ 393,057
Emergency reserve fund assessments	170,844	--	170,844
Interest income	2,829	--	2,829
	<u>428,918</u>	<u>137,812</u>	<u>566,730</u>
Total revenues	428,918	137,812	566,730
EXPENDITURES			
Insurance	16,564	--	16,564
Legal	4,960	--	4,960
Accounting	12,499	--	12,499
Clerk	3,877	--	3,877
Assessment administration	6,930	--	6,930
Office	1,461	--	1,461
Board and clerk training	350	--	350
Audit	9,000	--	9,000
Bond fee	605	--	605
Technical planning	59,458	--	59,458
Reimbursements:			
Pelican Homeowners Association	92,856	--	92,856
Debt service:			
Principal	--	85,000	85,000
Interest	--	55,863	55,863
	<u>208,560</u>	<u>140,863</u>	<u>349,423</u>
Total expenditures	208,560	140,863	349,423
Excess (deficit) of revenue over expenditures	<u>220,358</u>	<u>(3,051)</u>	<u>217,307</u>
OTHER FINANCING SOURCES (USES)			
Operating transfer in	--	2,616	2,616
Operating transfer out	(2,616)	--	(2,616)
	<u>(2,616)</u>	<u>2,616</u>	<u>--</u>
Total other financing sources (uses)	(2,616)	2,616	--
NET CHANGE IN FUND BALANCE	217,742	(435)	217,307
BEGINNING FUND BALANCE	<u>905,637</u>	<u>365,413</u>	<u>1,271,050</u>
ENDING FUND BALANCE	<u>\$ 1,123,379</u>	<u>\$ 364,978</u>	<u>\$ 1,488,357</u>

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Reconciliation of the Governmental Funds Statement of Revenues,
Expenditures, and Changes in Fund Balances to the Government-Wide
Statement of Activities and Changes in Net Position
Year Ended June 30, 2022

Net change in fund balances of governmental funds	\$ 217,307
Amounts reported for governmental activities in the Statement of Activities are different because:	
Depreciation expense on capital assets is reported in the Government-Wide Statement of Activities and Changes in Net Position, but they do not require the use of current financial resources. Therefore, depreciation expense is not reported as expenditures in Governmental Funds.	(100,000)
The bond discount is reported as amortizable interest expense in the Government-Wide Statement of Activities and Changes in Net Position, but it does not require the use of current financial resources. Therefore, the discount was reported as an expenditure the year the bonds were issued in Governmental Funds.	(2,088)
Accrued interest on long-term debt is reported as interest expense in the Government-Wide Statement of Activities and Changes in Net Position, but it does not require the use of current financial resources. Therefore, the accrued interest relating to the special assessment bonds is not reported in Governmental Funds.	1,502
Debt proceeds provide current financial resources to Governmental Funds, but issuing debt increases long-term liabilities in the Government-Wide Statement of Net Position. Repayment of debt principal is an expenditure in Governmental Funds, but the repayment reduces long-term liabilities in the Government-Wide Statement of Net Position.	
Current year principal debt repayments	<u>85,000</u>
Change in net position of governmental activities	<u><u>\$ 201,721</u></u>

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Statement of Revenues, Expenditures, and Changes in Fund Balances - Budget to Actual
Year Ended June 30, 2022

	General Fund			Debt Service Fund		
	Original and Final Budget	Actual	Variance	Original and Final Budget	Actual	Variance
REVENUES						
Assessment income	\$ 271,169	\$ 255,245	\$ (15,924)	\$ 145,155	\$ 137,812	\$ (7,343)
Emergency reserve fund	175,000	170,844	(4,156)	--	--	--
Interest income	200	2,829	2,629	--	--	--
Total revenues	446,369	428,918	(17,451)	145,155	137,812	(7,343)
EXPENDITURES						
Insurance	15,806	16,564	758	--	--	--
Legal	18,968	4,960	(14,008)	--	--	--
Accounting	18,968	12,499	(6,469)	--	--	--
Clerk	11,589	3,877	(7,712)	--	--	--
Assessment administration	9,524	6,930	(2,594)	--	--	--
Office	3,742	1,461	(2,281)	--	--	--
Officer election	2,608	--	(2,608)	--	--	--
Board and clerk training	2,318	350	(1,968)	--	--	--
Website maintenance	1,581	--	(1,581)	--	--	--
Audit	10,538	9,000	(1,538)	--	--	--
Bond fee	669	605	(64)	--	--	--
Seawall annual inspection	6,199	--	(6,199)	--	--	--
Technical planning	124,739	59,458	(65,281)	--	--	--
Reimbursements (Note 6)						
Pelican Homeowners Association	92,856	92,856	--	--	--	--
Debt service:						
Principal	--	--	--	85,000	85,000	--
Interest	--	--	--	60,155	55,863	(4,292)
Total expenditures	320,105	208,560	(111,545)	145,155	140,863	(4,292)
Excess (deficit) of revenues over expenditures	126,264	220,358	94,094	--	(3,051)	(3,051)
OTHER FINANCING SOURCES (USES)						
Operating transfer in	--	--	--	--	2,616	2,616
Operating transfer out	--	(2,616)	(2,616)	--	--	--
Total other financing sources (uses)	--	(2,616)	(2,616)	--	2,616	2,616
NET CHANGE IN FUND BALANCE	\$ 126,264	217,742	\$ 91,478	\$ --	(435)	\$ (435)
BEGINNING FUND BALANCE		905,637			365,413	
ENDING FUND BALANCE		\$ 1,123,379			\$ 364,978	

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Notes to Basic Financial Statements
June 30, 2022

NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Nature of the District: The Pajaro Dunes Geologic Hazard Abatement District (the District) was formed October 27, 1998 to reduce damage caused by severe storms to the Pajaro Dunes area located in southern Santa Cruz County. The District maintains two areas as follows:

- Zone 1, the boundaries of which are coterminous with the development known as Pajaro Dunes, the District maintains a rock revetment seawall.
- Zone 2, the boundaries of which are coterminous with the Pelican Point Condominium Project, the District maintains a sheet pile river wall.

Both of those structures were designed to reduce damage from 30-year storm events.

Basis of Accounting: The accounts of the District are organized and operated on the basis of fund accounting. A fund is an independent fiscal and accounting entity with a self-balancing set of accounts. Fund accounting segregates funds according to their intended purpose and is used to aid management in demonstrating compliance with finance-related legal and contractual provisions. The minimum number of funds are maintained consistent with legal and managerial requirements.

Basis of Presentation: Management's Discussion and Analysis – Government auditing standards require the financial statements be accompanied by a narrative introduction and analytical overview of the District's financial activities in the form of management's discussion and analysis (MD&A).

Government-Wide Financial Statements:

The District Government-Wide Financial Statements include a Statement of Net Position and a Statement of Activities and Changes in Net Position. These two statements present summaries of Governmental Activities.

These statements are presented on an "economic resource" measurement focus and the accrual basis of accounting. Accordingly, all of the District's assets and liabilities, including capital assets and long-term liabilities, are included in the accompanying Statement of Net Position. The Statement of Activities and Changes in Net Position presents changes in net position. Under the accrual basis of accounting, revenues are recognized in the period in which they are earned while expenses are recognized in the period in which the liability is incurred. The Statement of Activities demonstrates the degree to which the direct expenses of a given function or segment are offset by program revenues. Direct expenses are those that are clearly identifiable with a specific function or segment. The types of transactions reported as program revenues for the District are reported in three categories: 1) charges for services, 2) operating grants and contributions, and 3) capital grants and contributions. Assessments and other items not properly included among program revenues are reported instead as general revenues.

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Notes to Basic Financial Statements
June 30, 2022

NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Basis of Presentation (continued):

Governmental Fund Financial Statements:

Governmental Fund Financial Statements include a Balance Sheet and a Statement of Revenues, Expenditures, and Changes in Fund Balances for all major governmental funds and non-major funds aggregated. An accompanying schedule is presented to reconcile and explain the differences in government fund balances as presented in these statements to the net position presented in the Government-Wide Financial Statements. The District has presented all major funds that met the applicable criteria.

All governmental funds are accounted for on a spending or “current financial resources” measurement focus and the modified accrual basis of accounting. Accordingly, only current assets and current liabilities are included on the Balance Sheet. The Statement of Revenues, Expenditures, and Changes in Fund Balances presents increases (revenues and other financing sources) and decreases (expenditures and other financing uses) in net position. Under the modified accrual basis of accounting, revenues are recognized when susceptible to accrual (i.e., when they are “measurable and available”). “Measurable” means the amount of the transaction can be determined and “available” means collectible within the current period or soon enough thereafter to pay liabilities of the current period (the District considers all revenues available if they are collected within 60 days after year-end). Property taxes are susceptible to accrual. Other receipts and taxes become measurable and available when cash is received by the government and recognized as revenue at that time. Expenditures are recorded when the related fund liability is incurred, except for unmatured interest, which is recognized when due, and certain compensated absences and claims and judgments, which are recognized when the obligations are expected to be liquidated with expendable available financial resources.

Budgets: The District’s Board of Directors annually adopts the budget for the District. Board of Directors action is required for the approval of budget revisions.

Property Assessment Revenue: Property assessments are governed by Proposition 218, which requires that assessments to operate the District be put to a vote of the members of the District. Property assessments are due November 1 and February 1 and are delinquent if not paid by December 10 and April 10, respectively. Santa Cruz County bills, collects, and remits the property assessments to the District. Taxes remitted within 60 days of year-end are accrued as assessments receivable.

Estimates: The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect the reported amounts of assets, liabilities, disclosure of contingent assets and liabilities at the date of the financial statements, and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Notes to Basic Financial Statements
June 30, 2022

NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Capital Assets: The District's capital assets are capitalized at historic cost. The District does not have a capitalization threshold for reporting capital assets. Donations or contributions of capital assets are recorded at fair market value when received.

Depreciation is recorded on a straight-line basis over the estimated useful life of the capital asset as follows:

Riverwall	30 years
-----------	----------

Depreciation expense totaled \$100,000 for the year ended June 30, 2022.

Total Columns on Governmental Fund Financial Statement: Total columns on the Governmental Fund financial statements are captioned "Memorandum Only" to indicate they are presented only to facilitate financial analysis. Data in these columns do not present financial position and results of operations in conformity with accounting principles generally accepted in the United States of America.

Classification of Net Position: In the Government-Wide financial statements, net position is classified in the following categories:

Invested in capital assets, net of related debt – This category groups all capital assets into one component of net position. Accumulated depreciation and the outstanding balances of debt that are attributable to the acquisition, construction, or improvement of these assets reduce this category.

Restricted net position – This category presents external restrictions imposed by creditors, grantors, contributors, or laws or regulations of other governments and restrictions imposed by law through constitutional provisions or the District's enabling legislation.

Unrestricted net position – This category represents the net position of the District, which is not restricted for any project or other purpose.

Use of Restricted/Unrestricted Net Position: When an expense is incurred for purposes for which both restricted and unrestricted net position is available, the District's policy is to apply restricted net position first.

NOTE 2. CASH AND CASH EQUIVALENTS

The District maintains cash balances at one financial institution and, from time to time during the year, the cash balances may be in excess of the amount insured by the Federal Deposit Insurance Corporation (FDIC). In the event of insolvency by the financial institution, deposits in excess of insured amounts are potentially subject to unrecoverable loss.

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Notes to Basic Financial Statements
June 30, 2022

NOTE 2. CASH AND CASH EQUIVALENTS (Continued)

As described in Note 1, the District uses the County of Santa Cruz to bill, collect, and remit property assessments. During the time the County holds the District's funds, the County maintains those funds in a cash and investment pool that is available for use by all funds with various financial institutions and a safekeeping agent. Each fund type's portion of this pool is displayed on the combined balance sheet as "cash and cash equivalents". Statutes authorize the County to invest in obligations of the U.S Treasury, agencies, and instrumentalities, commercial paper rated A-1 by Standard & Poor's Corporation or P-1 by Moody's Commercial Paper Record, banker's acceptances, repurchase agreements, and the State Treasurer's investment pool.

As detailed in the 2005 Limited Obligation Bond issuance statement the District is required to maintain a reserve fund in the amount of \$144,825 for the benefit of the District and the owners of the bonds as a reserve for the payment of principal and interest on the bonds.

NOTE 3. CAPITAL ASSETS

In accordance with government auditing standards, the District reported all capital assets in the Government-Wide Statement of Net Position. The District elected to use the "basic approach", whereby accumulated depreciation and depreciation expense have been recorded.

District capital assets consist solely of a riverwall. Title to the riverwall transferred from the Pelican Homeowners Association to the District in 2009 after the issuance date of the 2005 Limited Obligation Improvement Bonds. The contribution of this asset is recorded in the Government-Wide financial statements as donated capital. The District currently does not anticipate constructing additional capital assets.

Capital assets of the District for the year ended June 30, 2022, consist of the following:

	Balance June 30, 2021	Additions	Deletions	Balance June 30, 2022
Riverwall	\$ 3,000,000	\$ --	\$ --	\$ 3,000,000
Less accumulated depreciation	(1,650,000)	(100,000)	--	(1,750,000)
	<u>\$ 1,350,000</u>	<u>\$ (100,000)</u>	<u>\$ --</u>	<u>\$ 1,250,000</u>

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Notes to Basic Financial Statements
June 30, 2022

NOTE 4. LONG-TERM OBLIGATIONS

Long-term obligations and the related current portion as of June 30, 2022, consist of the following:

Bonds:

2005 Limited Obligation Improvement Bonds, variable interest at 3.2% - 5.1%, payable on March 2 and September 2; final payment September 2, 2030	\$ 1,000,000
Less bond discount, net	(16,213)
Less current portion	<u>(90,000)</u>
	<u><u>\$ 893,787</u></u>

Changes in long-term obligations for the year ended June 30, 2022, are as follows:

Debt	Balance June 30, 2021	Additions	Reductions	Balance June 30, 2022	Due within one year
2005 Ltd Oblig.					
Improv. Bonds	<u>\$ 1,085,000</u>	<u>\$ --</u>	<u>\$ (85,000)</u>	<u>\$ 1,000,000</u>	<u>\$ 90,000</u>

Aggregate maturities or payments required on principal and interest for each of the succeeding five years and thereafter in five -year increments are as follows:

Year	Bond Principal	Bond Interest	Total
2023	90,000	51,225	141,225
2024	95,000	46,322	141,322
2025	100,000	41,155	141,155
2026	105,000	35,723	140,723
2027-2032	<u>610,000</u>	<u>85,860</u>	<u>695,860</u>
Total	<u>\$ 1,000,000</u>	<u>\$ 260,285</u>	<u>\$ 1,260,285</u>

NOTE 5. INSURANCE

The District carries directors' and officers' coverage.

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Notes to Basic Financial Statements
June 30, 2022

NOTE 6. COMMITMENTS AND CONTINGENCIES

Pelican Homeowners Association:

The District entered into a contract on December 9, 2000 with the Pelican Homeowners Association, Inc. The terms of the contract call for the Pelican Homeowners Association, Inc. to obtain the necessary funds to repair the river wall, and for the District to reimburse the Pelican Homeowners Association, Inc. through Zone 2 property assessments.

The District is obligated to reimburse the Homeowners Association with funds received from property assessments for the following obligation:

The Pelican Homeowners Association note is payable in monthly installments of \$7,738, including interest at 4.0%. Final payment is due in February 2025. The District will reimburse the Pelican Homeowners Association's monthly payments as long as Zone 2 property assessments are collected.

Reimbursements for the note listed above for each of the succeeding years are:

	Principal	Interest	Total
2023	85,823	7,033	92,856
2024	89,320	3,536	92,856
2025	39,732	408	40,140
	<u>\$ 214,875</u>	<u>\$ 10,977</u>	<u>\$ 225,852</u>

California Department of Parks and Recreation:

The District has been in discussions with the Department of Parks and Recreation, regarding the "Right of Entry Permit" connected with the existing seawall. At present there are insufficient funds to respond to permit application questions from the County of Santa Cruz. In order to move forward with the permit the District would need to conduct an assessment election to raise approximately \$300,000 to respond to the County. Additionally, the Department of Parks and Recreation assessed a penalty fee for not removing the rip-rap rocks buried in State Parks property adjacent to the revetment. The Department of Parks and Recreation has verbally agreed to hold the rip-rap rocks buried issues in abeyance until the permit is resolved. The District's management believes the matter will be settled without material adverse financial impact to the District as long as an assessment election is held.

PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Notes to Basic Financial Statements
June 30, 2022

NOTE 7. LINE OF CREDIT

The District entered into a borrowing agreement with Santa Cruz County Bank for a line of credit with an established limit of \$600,000, which expired on August 24, 2022. The interest rate on the line of credit was a fixed rate determined by the Bank to be 1.00% above Prime. The interest rate as of June 30, 2022 was 5.5%. There was no balance outstanding under the line of credit at June 30, 2022.

NOTE 8. SUBSEQUENT EVENTS

The District's Management has evaluated its June 30, 2022 financial statements for subsequent events through December 10, 2022, the date of issuance of the financial statements. The District is not aware of any subsequent events that would require recognition or disclosure in the financial statements.

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PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT

Schedule I - Revenues and Expenditures by Zone - Budget to Actual
Year Ended June 30, 2022

	ZONE 1			ZONE 2			TOTAL		
	Original and Final Budget	Actual	Variance	Original and Final Budget	Actual	Variance	Original and Final Budget	Actual	Variance
PROGRAM REVENUES									
Assessment income	\$ 148,670	\$ 157,989	\$ 9,319	\$ 267,654	\$ 235,068	\$ (32,586)	\$ 416,324	\$ 393,057	\$ (23,267)
Emergency reserve fund	175,000	170,844	(4,156)	--	--	--	175,000	170,844	(4,156)
Interest income	50	2,252	2,202	150	577	427	200	2,829	2,629
Total revenues	323,720	331,085	7,365	267,804	235,645	(32,159)	591,524	566,730	(24,794)
EXPENDITURES									
Insurance	15,806	16,564	758	--	--	--	15,806	16,564	758
Legal	18,968	4,960	(14,008)	--	--	--	18,968	4,960	(14,008)
Accounting	18,968	12,499	(6,469)	--	--	--	18,968	12,499	(6,469)
Clerk	8,852	2,905	(5,947)	2,737	972	(1,765)	11,589	3,877	(7,712)
Assessment administration	8,430	6,413	(2,017)	1,094	517	(577)	9,524	6,930	(2,594)
Office	3,215	1,426	(1,789)	527	35	(492)	3,742	1,461	(2,281)
Officer election	2,608	--	(2,608)	--	--	--	2,608	--	(2,608)
Board and clerk training	2,318	350	(1,968)	--	--	--	2,318	350	(1,968)
Website maintenance	1,581	--	(1,581)	--	--	--	1,581	--	(1,581)
Audit	10,538	9,000	(1,538)	--	--	--	10,538	9,000	(1,538)
Bond fee	--	--	--	669	605	(64)	669	605	(64)
Seawall annual inspection	6,199	--	(6,199)	--	--	--	6,199	--	(6,199)
Technical planning	124,739	59,458	(65,281)	--	--	--	124,739	59,458	(65,281)
Reimbursements (Note 6):									
Pelican HOA	--	--	--	92,856	92,856	--	92,856	92,856	--
Debt service:									
Principal	--	--	--	85,000	85,000	--	85,000	85,000	--
Interest	--	--	--	60,155	55,863	(4,292)	60,155	55,863	(4,292)
Total expenditures	222,222	113,575	(108,647)	243,038	235,848	(7,190)	465,260	349,423	(115,837)
Excess (deficit) of revenues over expenditures	101,498	217,510	116,012	24,766	(203)	(24,969)	126,264	217,307	91,043
NET CHANGE IN ZONE BALANCE	\$ 101,498	217,510	\$ 116,012	\$ 24,766	(203)	\$ (24,969)	\$ 126,264	217,307	\$ 91,043
BEGINNING ZONE BALANCE		<u>765,455</u>			<u>505,595</u>			<u>1,271,050</u>	
ENDING ZONE BALANCE		<u>\$ 982,965</u>			<u>\$ 505,392</u>			<u>\$ 1,488,357</u>	

**BOARD OF DIRECTORS
PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT**

**Resolution Authorizing the Board President to Continue a Line of Credit for up to
\$600,000**

Resolution No. 2022-08

WHEREAS, as is set forth in the Pajaro Dunes Geologic Hazard Abatement District (“District) Plan of Control, the District was formed for the purpose of inspecting, maintaining and repairing the revetment seawall and riverwall located within the District; and

WHEREAS, on June 9th, 2018 an assessment was approved by the majority of voters within the District which includes increased funds for operational expenses plus the establishment of a “Zone 1 Capital Repair Expense and Reserve Fund”; and

WHEREAS, the increased assessment has been and will continue to be collected by the Santa Cruz tax collector through homeowner property tax bills that started with the 2018/2019 tax bill; and

WHEREAS, the funds for the “Zone 1 Capital Repair Expense and Reserve Fund” will be collected over a series of years; and

WHEREAS, the District’s Board is concerned with the District’s ability to fund the aforesaid duties should an emergency arise before assessment funds may be fully collected.

NOW THEREFORE, BE IT HEREBY RESOLVED by the Board of the Pajaro Dunes Geologic Hazard Abatement District as follows:

- 1) The President and staff of Pajaro Dunes Geologic Hazard Abatement District is authorized to continue the line of credit of up to \$600,000 on behalf of PDGHAD.
- 2) The line of credit may be drawn upon to fund emergency repairs of the seawall
- 3) The line of credit terms may not exceed 10% interest nor a term of 10 years.
- 4) The Board may modify the terms of the line of credit in the future by action approval at a regular or special meeting.

PASSED AND ADOPTED by the Board of Directors of the Pajaro Dunes Geologic Hazard Abatement District of the County of Santa Cruz, State of California, this 10th day of December, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

John Cullen, Board of Directors

ATTEST _____
Sarah Mansergh, Clerk of the Board



Date of Proposal: 8/9/12
Proposal Valid Until: 9/9/12
Date of Acceptance: _____
Pavex Job No. _____
Estimator: MC

PROPOSAL AND CONSTRUCTION CONTRACT

Granite Rock Company, a California corporation, doing business as **Pavex Construction Division**, California Contractor's License Number 22, located at 120 Graniterock Way, San Jose, CA 95136 ("Contractor") proposes to Pajaro Dunes GHAD ("Owner"), and upon Owner's acceptance of this proposal Contractor and Owner agree, as follows:

1. ***Description of the Project and Description of the Significant Materials to be Used and Equipment to be Installed.*** In accordance with all of the terms and conditions set forth in this Agreement, Contractor agrees to supply all labor, equipment and materials necessary to complete the following work:

1. Respond to emergency request for repairs to existing seawall and such other specific requests as directed by Pajaro Dunes GHAD. All work to be performed on a time and materials basis per the current edition of Section 9-1.03 of the Standard Specifications and the current Labor Surcharge and Equipment Rental Rates in place when work occurs.
2. Purchase and storage of approximately 200 tons of (4-6 Ton) Rip-Rap at Aromas Quarry until December 31, 2022. Rock will be available for inspection annually or upon request. If rock is not used within the 10 year period, it will be forfeit or become part of a new agreement to be negotiated prior to the expiration of this contract. Cost of purchase and storage is \$75/ton for a total of \$15,000.00.
3. Hire ARUP Engineers or other owner-designated representative, on a cost plus basis (in accordance with the above referenced Caltrans Standard Specifications Section), in order to obtain the required permits to perform repair work as requested.

2. ***List of Documents to be Incorporated into the Contract.*** The work shall be performed in accordance with the following plans, specifications, and other documents (if any) which are incorporated herein by this reference and made a part of this Agreement. (If no plans and specifications exist, the attached drawing(s) shows the extent and nature of the work.):

1. GENERAL CONDITIONS
2. ATTACHMENT "A"
3. THREE-DAY RIGHT TO CANCEL
4. Mechanic's Lien Warning
5. Change Order(s) (if any subsequently agreed to by the parties)

The construction details described above are standard details for driveways and parking areas on stable subgrades exposed to ordinary loads. They have not been designed or

engineered for any particular site conditions. Contractor is not responsible for engineering or geotechnical design. If there are any questions or concerns about the conditions on or under the site of the work, Owner should consult a licensed engineer or geotechnical consultant.

3. **Contract Price:** Subject to adjustments for changes as provided in this Agreement, Owner will pay to Contractor as full compensation for the work the following amount: See Section 1.

4. **Schedule of Progress Payments:**

<u>Payment Amount</u>	<u>Status Of Work When Paid</u>
Down payment	None required
\$15,000	Upon request for material storage.

Invoices will be submitted monthly. **Payments** due within 30 days of invoice receipt

a. **The schedule of progress payments must specifically describe each phase of work, including the type and amount of work or services scheduled to be supplied in each phase, along with the amount of each proposed progress payment. IT IS AGAINST THE LAW FOR A CONTRACTOR TO COLLECT PAYMENTS FOR WORK NOT YET COMPLETED, OR FOR MATERIALS NOT YET DELIVERED. HOWEVER, A CONTRACTOR MAY REQUIRE A DOWNPAYMENT.**

b. The above prices include all applicable sales, use, franchise, excise and other taxes. All payments will be made within 10 days after billing.

c. In the event the above price is a unit price based on quantities, final payment will be for actual quantities jointly determined by Owner and Contractor upon completion of the work.

d. In all respects except for the limited exception described in Paragraph B of the General Conditions, this Agreement is contingent on Contractor's approval of Owner's credit. Contractor may cancel this Agreement if Owner is unable to demonstrate to Contractor's satisfaction prior to commencement of work Owner's ability to make payments for the work in the manner and at the times set forth herein.

e. Contractor will provide lien waivers and releases in the forms required by California Civil Code section 3262 from all persons having lien rights against the project as a condition to receiving any payments due under this Agreement. Conditional waivers and releases will be provided for current payments due. Unconditional waivers and releases will be provided for satisfactory payments made.

5. **Approximate Start Date.** Contractor will commence the work within approximately 15 days after the Owner signs and returns this Agreement and issues a written notice to proceed to Contractor. If Owner is required to obtain permits for the work, Contractor will not begin the work until the Owner notifies the Contractor that the permits have been issued. Contractor may cancel this Agreement if

notice to proceed is not received within ten (10) working days following execution of the Agreement by Owner. Commencement of the work means the start of physical work at the project site.

6. **Approximate Completion Date.** The work will be completed within approximately (to be determined by scope of emergency) work days after commencement. Contractor is not responsible for delays caused by conditions beyond Contractor's control, including, without limitation, inclement weather or conditions resulting therefrom.

7. **Note about Extra Work and Change Orders.** Extra Work and Change Orders become part of the contract once the order is prepared in writing and signed by the parties. The order must describe the scope of the extra or change, the cost to be added or subtracted from the contract, and the effect the order will have on the schedule of progress payments. Change orders required by the building department at the jobsite shall be considered incorporated into the contract without being signed by both parties.

7. **Special Conditions.** Any Special Conditions applicable to the work are set forth on Attachment A.

8. **Expiration.** This proposal will expire unless it is signed by the Owner and returned to the Contractor on or before the date recited above.

IMPORTANT NOTICES

Notice to the Buyer: You are entitled to a completely filled in copy of this agreement signed by both you and the contractor, before any work may be started.

Contractor is providing to Owner along with this proposal a notice concerning the lien laws, as required by California Law. By signing this proposal below, Owner is confirming receipt of that notice, along with a legible and complete copy of this Agreement.

STATE LAW REQUIRES ANYONE WHO CONTRACTS TO DO CONSTRUCTION WORK TO BE LICENSED BY THE CONTRACTORS STATE LICENSE BOARD IN THE LICENSE CATEGORY IN WHICH THE CONTRACTOR IS GOING TO BE WORKING – IF THE TOTAL PRICE OF THE JOB IS \$500 OR MORE (INCLUDING LABOR AND MATERIALS).

LICENSED CONTRACTORS ARE REGULATED BY LAWS DESIGNED TO PROTECT THE PUBLIC. IF YOU CONTRACT WITH SOMEONE WHO DOES NOT HAVE A LICENSE, THE CONTRACTORS STATE LICENSE BOARD MAY BE UNABLE TO ASSIST YOU WITH A COMPLAINT. YOUR ONLY REMEDY AGAINST AN UNLICENSED CONTRACTOR MAY BE IN CIVIL COURT, AND YOU MAY BE LIABLE FOR DAMAGES ARISING OUT OF ANY INJURIES TO THE CONTRACTOR OR HIS OR HER EMPLOYEES.

YOU MAY CONTACT THE CONTRACTORS STATE LICENSE BOARD TO FIND OUT IF THIS CONTRACTOR HAS A VALID LICENSE. THE BOARD HAS COMPLETE INFORMATION ON THE HISTORY OF LICENSED CONTRACTORS, INCLUDING ANY POSSIBLE SUSPENSIONS, REVOCATIONS, JUDGMENTS, AND CITATIONS. THE BOARD HAS OFFICES THROUGHOUT CALIFORNIA. PLEASE CHECK THE

GOVERNMENT PAGES OF THE WHITE PAGES FOR THE OFFICE NEAREST YOU OR CALL 1-800-321-CSLB FOR MORE INFORMATION.

The law requires that the contractor give you a notice explaining your right to cancel. Initial the checkbox if the contractor has given you a "Notice of the Three-Day right to Cancel."

If acceptable, sign and date one copy and return to:

GRANITE ROCK COMPANY, DBA
PAVEX CONSTRUCTION DIVISION
120 GRANITEROCK WAY
SAN JOSE, CA 95136

STATE OF CALIFORNIA CONTRACTORS LICENSE No. 22
LICENSE CLASSIFICATION: A (GENERAL ENGINEERING CONTRACTOR)

DATE SIGNED: NOV 09 2012

BY: 
CONTRACTOR

PROPOSAL ACCEPTED:

By: Pajaro Dunes GHAD
OWNER President 

Date signed: 10-30-12

2661 Beach Road Bldg 1
Business Address Watsonville CA 95076

N/A
Residence Address

N/A
Name of Construction Lender

N/A
Address of Construction Lender

This Agreement is Subject to the General Conditions Appearing on the Following Pages.

GENERAL CONDITIONS

- A. WORKMANSHIP AND MATERIALS:** Contractor acknowledges that it is familiar with the nature and location of the work. Contractor will perform all work in a workmanlike manner, according to the plans, specifications, or drawings (as applicable) and Contractor will use its best skill and judgment in the performance of all work under this Agreement.
- B. CREDIT CHECK:** Owner authorizes Contractor to investigate Owner's credit. Owner also authorizes those with information regarding Owner's credit to disclose all such information to Contractor. Owner releases and discharges Contractor and all those who provide information regarding Owner's credit from any claims, causes of action, or damages that allegedly result in any manner from the aforementioned investigation. Owner also acknowledges and agrees that Contractor may withhold approval of Owner's credit for whatever reason(s) Contractor in its sole discretion deems appropriate. Owner shall continue to be bound by the authorizations and release contained in this paragraph even if Owner's credit is not approved and no construction contract arises between the parties.
- C. PAYMENTS:** Payments will be made promptly as provided on the first page of this Agreement, or on any attached payment schedule. If the payment arrangements specify a retention, the amounts retained will be paid within thirty-five (35) days after final completion of the work. The making of any progress payments shall not be construed as acceptance of the work, the entire work being subject to final inspection and approval by Owner. Owner's failure to make any payment when due under this Agreement is a material and substantial breach of this Agreement.
- D. CHANGES IN THE WORK:** Owner may, from time to time, by written instructions or drawings issued to Contractor, make changes in the scope of work, request additional work, or direct the omission of work previously ordered, and the provisions of this Agreement apply to all such changes, modifications and additions with the same effect as if they were embodied in the original contract. Contractor is entitled to an equitable adjustment to the contract price and contract time for changed work or extra work. The adjustment will be based on the pricing structure set forth in this Agreement (e.g., unit prices) so far as applicable. If the pricing set forth in the Agreement is not applicable, the adjustment will be based on Contractor's costs associated with the changed work or extra work, together with reasonable overhead and profit. Where the changed or extra work requires the use of Contractor's owned equipment, the cost of that equipment will be based on published rental rates for comparable equipment. Contractor will not proceed with any changed work or extra work until Contractor and Owner have agreed, in writing, on the scope of the change and any necessary adjustment for that work. Any change orders that the parties may agree upon will be made a part of this Agreement.
- E. SITE ACCESS:** Owner will provide, no later than the date when needed by the Contractor, the lands upon which the work is to be performed, including convenient access and rights-of-way to that land and any other lands designated for use by the Contractor.
- F. INDEMNITY:** Contractor shall indemnify and hold Owner harmless from and against all claims, damage suits, actions, recoveries and judgments, arising from any negligence of Contractor, its agents, employees or subcontractors, in performing the work under this Agreement.
- G. RESPONSIBILITY FOR WORK:** Contractor is responsible for and will bear any loss of or damage to the work and all materials, supplies and equipment until acceptance thereof, unless such loss or damage results from the actions, fault or negligence, either active or passive, of the Owner, its agents, employees, contractors or anyone acting on Owner's behalf. In the event that Owner has in force an "all risk" type of property insurance, Contractor will not bear the risk of loss to the work to the extent that the loss is covered by Owner's insurance policy.
- H. COMMERCIAL GENERAL LIABILITY INSURANCE (CGL):** This contractor carries commercial general liability insurance written by Zurich American Insurance Co. You may call the Zurich American Insurance Co. at (800) 701-4926 to check the contractor's insurance coverage.

- I. WORKERS' COMPENSATION INSURANCE:** This contractor carries workers' compensation insurance for all employees.
- J. UNAVOIDABLE DELAYS – EXTENSION OF TIME:** In the event Contractor is delayed in the performance of the work under this Agreement by causes beyond the control of the Contractor and without the fault or negligence of Contractor, including, but not limited to, change orders, acts of God or of the public enemy, acts of any governmental agency in either its sovereign or contractual capacity, fire, flood, epidemic, strikes, freight embargoes, inclement weather, over-optimum moisture content of ground or base course, unsuitable ground conditions or delays caused by vendors or other contractors, Contractor will be allowed a period of time to complete the performance of this Agreement as may be necessary as a result of any such causes.
- K. DIFFERING SITE CONDITIONS:** In the event sub-surface or latent physical conditions differ materially from those indicated in this Agreement, or in the event there exists previously unknown physical conditions at the site of an unusual nature differing materially from those ordinarily encountered and generally recognized as inherent in the work of the character provided for in this Agreement, the Contractor will be entitled to an equitable adjustment to the contract price and contract time to provide for such conditions.
- L. LAWS AND REGULATIONS:** Contractor shall at all times comply with all applicable laws, ordinances, statutes, rules and regulations, all collectively referred to as "Laws", relating to its work under this Agreement. Contractor is not, however, responsible, for the failure of the work to comply with any Laws (including, without limitation, any applicable building code, the Americans with Disabilities Act, or the Unruh Civil Rights Act) where Contractor substantially follows the plans, specifications, or other design provided by the Owner or Owner's representative. Contractor is not required to review the Owner's plans and specifications for suitability, constructability, or compliance with Laws.
- M. OWNER DEFINED:** Owner represents that he, she, or it is the Owner in fee simple of the real property upon which the construction improvement is to be made. With respect to this Agreement, Owner may act through its authorized representatives, including the Architect, Engineer and any other duly authorized representative of the Owner.
- N. ACCEPTANCE:** Upon receipt of written notice from Contractor that the work is complete, Owner will promptly inspect the work and, in the event it has been completed in conformity herewith, provide Contractor with a Notice of Completion, which Contractor is authorized to record. In the event the work is subject to further inspection and/or final acceptance by another party, and such inspection and/or final acceptance cannot be obtained through no fault of Contractor, then the work shall be deemed completed and accepted. Owner's acceptance of the work does not relieve the Contractor of responsibility for repairs or replacement from faulty materials and workmanship that appear within a period of one year from the date of completion.
- O. BUILDING PERMITS AND FEES:** Unless otherwise expressly agreed in writing, Owner shall obtain and pay for all building permits, inspection fees, soils test, engineering, staking, surveys, fees for utility connections, or other such similar items required for the performance of work hereunder.
- P. SUBCONTRACTING:** Contractor has the right to subcontract any portion of the work hereunder, and all work performed by subcontractors shall be subject to all of the applicable terms and conditions of this Agreement.
- Q. LIENS AND CLAIMS:** Contractor will defend, indemnify, and hold Owner harmless from and against all lien claims asserted by persons supplying labor, services, material, or equipment to the work, under or through Contractor, provided that the claims are not the result of the failure of the Owner to pay Contractor promptly for work under this Agreement.
- R. FAILURE TO MAKE PAYMENTS:** In the event Owner fails to make payment at the times and in the amounts provided for in this Agreement, Contractor has, in addition to all other remedies provided at law or under this Agreement, the right to stop work upon 10 days written notice. In such event all amounts due Contractor, including any retention, will be immediately payable and Contractor will have the right to recover all damages sustained as a result of such breach of contract by Owner.

S. **TERMINATION BY OWNER:** In the event Contractor fails to perform any provision of this Agreement, and such failure continues for 10 days after receipt of written notice from Owner specifying the default and demanding cure, then Owner may terminate this Agreement and cause the balance of the work to be completed by other parties. In any such event, if the reasonable cost of completion exceeds the unpaid balance due on the contract price, Contractor will promptly pay the difference to Owner.

T. **COSTS AND ATTORNEYS' FEES:** Should either party bring suit to enforce or interpret any of the terms of this Agreement, or for a breach thereof, the prevailing party is entitled to recover its costs, reasonable attorneys' fees, and expert witness fees, in addition to any other relief to which it may be entitled.

U. **NOTICES:** Any notice required or permitted hereunder may be served personally on Contractor's Superintendent of Construction, or on the duly authorized representative of the Owner at the job site, or may be served by certified mail directed to the address of the party shown at the first part of this Agreement.

V. **ASSIGNMENT:** This Agreement shall be binding upon and inure to the benefit of the heirs, successors and assigns of the parties hereto. This Agreement shall not be assigned without the written consent of the parties.

W. **WAIVER OF RIGHTS:** Failure to enforce any rights hereunder does not waive any rights with respect to other or future occurrences.

X. **JURISDICTION:** It is understood and agreed that each and every provision of this Agreement, including any alleged breach thereof, shall be interpreted in accordance with the laws of the State of California and this Agreement is deemed to have been made and entered into at Watsonville, California.

Y. **ENTIRE AGREEMENT:** This Agreement and the documents incorporated herein constitute the entire agreement between the parties, and supercede all prior or contemporaneous oral or written agreements, proposals, estimates, bids, representations, discussions and promises. This Agreement can only be modified by a written modification signed by the parties.

* * * * *

The following is provided in compliance with California Business & Professions Code Section 7030(b):

Information about the Contractors' State License Board (CSLB):

CSLB is the state consumer protection agency that licenses and regulates construction contractors.

Contact CSLB for information about the licensed contractor you are considering, including information about disclosable complaints, disciplinary actions and civil judgments that are reported to CSLB.

Use only licensed contractors. If you file a complaint against a licensed contractor within the legal deadline (usually four years), CSLB has authority to investigate the complaint. If you use an unlicensed contractor, CSLB may not be able to help you resolve your complaint. Your only remedy may be in civil court, and you may be liable for damages arising out of any injuries to the unlicensed contractor or the unlicensed contractor's employees.

For more information:

Visit CSLB's Web site at www.cslb.ca.gov

Call CSLB at 800-321-CSLB (2752)

Write CSLB at P.O. Box 26000, Sacramento, CA 95826/

Mechanics Lien Warning

MECHANICS LIEN WARNING:

Anyone who helps improve your property, but who is not paid, may record what is called a mechanics' lien on your property. A mechanics' lien is a claim, like a mortgage or home equity loan, made against your property and recorded with the county recorder.

Even if you pay your contractor in full, unpaid subcontractors, suppliers, and laborers who helped to improve your property may record mechanics' liens and sue you in court to foreclose the lien. If a court finds the lien is valid, you could be forced to pay twice or have a court officer sell your home to pay the lien. Liens can also affect your credit.

To preserve their right to record a lien, each subcontractor and material supplier must provide you with a document called a "20-day Preliminary Notice." This notice is not a lien. The purpose of the notice is to let you know that the person who sends you the notice has the right to record a lien on your property if he or she is not paid.

BE CAREFUL. The preliminary Notice can be sent up to 20 days after the subcontractor starts work or the supplier provides material. This can be a big problem if you pay your contractor before you have received the Preliminary Notices.

You will not get Preliminary Notices from your prime contractor or from laborers who work on your project. The law assumes that you already know they are improving your property.

PROTECT YOURSELF FROM LIENS. You can protect your self from liens by getting a list from your contractor of all the subcontractors and material suppliers that work on your project. Find out from your contractor when these subcontractors started work and when these suppliers delivered goods or materials. Then wait 20 days, paying attention to the Preliminary Notices you receive.

PAY WITH JOINT CHECKS. One way to protect yourself is to pay with a joint check. When your contractor tells you it is time to pay for the work of a subcontractor or supplier who has provided you with a Preliminary Notice, write a joint check payable to both the contractor and the subcontractor or material supplier.

For other ways to prevent liens, visit CSLB's Web site at www.cslb.ca.gov or call CSLB at 800-321-CSLB (2752).

REMEMBER, IF YOU DO NOTHING, YOU RISK HAVING A LIEN PLACED ON YOUR HOME. This can mean that you may have to pay twice or face the forced sale of your home to pay what you owe.

ATTACHMENT A

AB 2449 – Remote Participation Flow Chart

(Effective January 1, 2023 – January 1, 2026)

- **STEP 1: Official requests remote participation to the Council/District Board.**
 - **When:** ASAP (at earliest opportunity) up to start of a regular meeting
 - **What:** Generally describe reason for request (not to exceed 20 words). Request does **NOT** need to disclose medical or personal information. Must be either:
 - **Just Cause**
 - Providing childcare or caregiving of immediate family,
 - Contagious illness,
 - Physical or mental disability,
 - Official business travel for public agency, **OR**
 - **Emergency Circumstances**
 - Physical or family medical emergency.
- **STEP 2: Is the request agendized?**
 - **If yes**, then Council/Board can consider at appropriate time on agenda. Go to **Step 3** below.
 - **If no**, then Council /Board must add **urgency item** to agenda as follows:
 - Describe that there is a request by an official to participate remotely.
 - Describe the reason for the request (Just Cause or Emergency Circumstances).
 - Explain that this item came up after the 72-hour agenda deadline.
 - Council/Board takes action by: (a) finding the item is urgent and needs immediate action and was discovered after the agenda deadline, and (b) voting.
 - Must pass by 2/3 vote of Council/Board if 4+ Council/Board members are voting from 5-member entity.
 - Must pass unanimously if 3 Council/ Board members are voting from a 5-member entity.
- **STEP 3: Council/Board acts on remote participation request.**
 - **Findings:** Council/Board must make the following four findings:
 - The remotely participating official must disclose whether anyone over 18 years old is present at the remote location.
 - At least 3 (a quorum) of the other Council/Board members are present at one physical location in the Council/Board's jurisdiction.
 - The remotely participating official has not exceeded the annual limit:
 - Cannot use for more than 3 consecutive months, or 20% of the regular meetings, or more than 2 meetings if Council/Board meets less than 10x a year.
 - The Council/Board is providing a 2-way audiovisual platform or 2-way telephone service + live webcasting so public can remotely hear and visually observe the meeting.
 - **Vote:** If these findings can be made, then the Council/Board votes on whether the official may participate remotely.
 - As with all other votes, a majority (or at least 3) affirmative votes are required.
- **STEP 4: Repeat Steps 1-3 for additional officials** who wish to participate remotely, if necessary.
- **STEP 5: Resume the meeting as agendized** with official(s) participating remotely.
 - All votes at a meeting with a remote official must be taken by **roll call**.
 - No action can be taken if the remote broadcast of the meeting is disrupted.
 - Special procedures are required to promptly resolve requests for disability accommodations.

ITEM 9
STAFF REPORT

SUBJECT: NEW BROWN ACT RULES FOR 2023 REGARDING TELECONFERENCING

MEETING DATE: DECEMBER 10, 2022

Recommendation

Accept the report on new law adding to existing Brown Act provisions dealing with remote participation via teleconferencing.

Background

The California Brown Act provides regulations and procedures to be used by the governing bodies of public entities for conducting open public meetings. The ability of officials to participate in such meetings via teleconferencing, defined as “a meeting of individuals in different locations, connected by electronic means, through either audio, video or both” has been a part of the Brown Act for a significant period of time. However, during the COVID-19 pandemic, the Legislature was compelled to make modifications to the Brown Act to simplify the procedures by which remote participation could be accommodated in an effort to protect the health and safety of both official and public participants at such meetings. As the COVID-19 pandemic slowly comes under control, the Legislature has adopted a new set of laws concerning remote meeting participation that will come into effect in January 2023. This will result in three sets of laws concerning remote meeting participation being in effect at the same time: Traditional Brown Act Teleconferencing Rules, Emergency Teleconferencing Rules enacted by AB 361, and Limited Specific Scenario Teleconferencing Rules enacted by AB 2449. There are significant differences in the laws, and so a comparison of all three is necessary to ensure compliance with the same.

Review and Analysis

For ease in presentation and understanding, actions and provisions of the Brown Act dealing with remote participation are set forth in outline form below. I have also attached an AB 2449 Remote Participation Flow Chart hereto as Attachment A for future use and reference.

Remote Participation (AB 361 & AB 2449)

- A. Brown Act Rules pre COVID-19 pandemic:**
Pre-pandemic, Govt. Code Section 54953(b) of the Brown Act allows for local agency officials to participate in a public meeting via teleconference, if the following occurs:

- At least a quorum of the legislative body will be participating in person in local agency’s jurisdiction;
- The teleconference location must be specifically identified in the meeting notice and agenda, including the full address and room number (if in a hotel);
- Members of the public must be able to participate or address the legislative body at the teleconference location; and
- The meeting agenda is to be posted at the teleconference location.

B. Governor Newsom’s Executive Orders:

- Commencing in March 2020, Governor Newsom issued a series of Executive Orders designed to contain the COVID-19 virus. These Orders (N-25-20, N-29-20 and N-35-20) declared that California was under a State of Emergency and collectively modified or suspended the requirements of the Brown Act, including the provisions regulating teleconferencing. During this time, legislative bodies were permitted to conduct their meetings via teleconference without fully complying with the teleconferencing rules of the Brown Act if members of the public were also allowed to observe and participate in the meeting by telephone or other electronic means.
- N-08-21 (June 11, 2021): In this Executive Order, Governor Newsom rescinded his previous Order N-29-20 and required that public agencies return to “live” public meetings, held in full compliance with the Brown Act’s teleconferencing rules, by October 1, 2021.

C. AB 361 – effective September 16, 2021 through January 1, 2024:

In response to the Governor’s rescission of Executive Order N-08-21, the state legislature issued AB 361 as an urgency measure. This measure, which sunsets on January 1, 2024, allows legislative bodies to continue to hold public meetings by teleconference – without full compliance of the Brown Act – as long as the following requirements are met:

- There is an existing “state of emergency,” as that term is defined by Govt. Code Section 54953(e)(4); and
- The legislative body can make findings that 1) state or local officials have imposed or recommended measures to promote social distancing; or 2) that meeting in public would present imminent risk to the health and safety of the public meeting attendees.

If the state of emergency remains active for more than 30 days, the legislative agency is required to make the required findings by a majority vote every 30 days to continue to use AB 361’s exemption under the Brown Act.

D. AB 2449 – effective January 1, 2023 through January 1, 2026:

This bill, which amends Gov. Code 54953 and was signed by Governor Newsom on September 13, 2022, provides another mechanism for public officials to participate in public meetings via teleconference without full compliance with the Brown Act.

Note that AB 2449 does not rescind AB 361; public agencies may still invoke the exemptions available under AB 361 until January 1, 2024. However, given that the Governor has announced that the COVID State of Emergency will end on February 28, 2023, one of the requisite findings to proceed under AB 361 will no longer be available and some other local or regional state of emergency would be required to rely on AB 361.

The following are the teleconferencing requirements under AB 2449:

1. Request for Remote Participation: The public official is to provide notice to the legislative body “at the earliest opportunity, including at the start of a regular meeting, of their need to participate remotely.” *Gov. Code Section 54953(e)(2)(A)(i)–(ii)*.

This request is to include a general description (not exceeding 20 words) of the circumstances relating to the need to appear remotely. The official is not required to disclose any medical diagnosis or disability, or personal medical information in the written description. The legislative body may approve the request at the start of the meeting.

- a. If Request is Not on Agenda: AB 2449 also allows for the legislative body to consider the request if it does not appear on the 72-hour noticed agenda, as long as the request is due to emergency circumstances and there was not enough time to place the request on the noticed agenda. The vote to add the item to the agenda must be passed by 2/3 of members, or if less than 2/3 are present, by unanimous vote. *Govt. Code Section 54954.2(b)(4)*.
2. “Just Cause or Emergency Circumstances”: The request shall include one of the two reasons for the request, as set forth in *Govt. Code Section 54953(g)*:
 - a. “Just Cause,” which means any of the following:
 - (1) Providing childcare or caregiving of a child, parent, grandparent, grandchild, sibling, spouse or domestic partner that requires the official to participate remotely;
 - (2) A contagious illness that prevents a member from attending in person;
 - (3) A need related to a physical or mental disability;

- (4) Travel while on official business of the legislative body or another agency;
 - b. OR “Emergency Circumstances,” which means a physical or family medical emergency that prevents a member from attending in person.
- 3. Limits on Number of Remote Meetings: There are also limitations on the number of times a public official can use AB 2449 teleconference procedures.
 - a. It may not be used for a period of more than three consecutive months, or 20% of the regular meetings within a calendar year, or more than two meetings if the body only meets fewer than 10 times in a calendar year. *Govt. Code Section 54953(e)(3).*
- 4. Disclosure of Others Present at Remote Location: The remotely participating official must also disclose whether any individual over the age of 18 is “present” at the remote location. *Govt. Code Section 54953(e)(2)(B).*
- 5. Quorum Requirement: There also must be a quorum of the other members of the legislative body present at one physical location that is within the local agency’s jurisdiction. *Govt. Code Section 54953(b)(3).*
- 6. Other Provisions of AB 2449:
 - a. AB 2449 also requires that the legislative body provide either a two-way audiovisual platform or a two-way telephonic service and a live webcasting of the meeting to allow the public to remotely hear and visually observe the meeting remotely. The remotely attending official must also participate through both audio and visual technology. *Govt. Code Section 54953(f)(2)(C).*
 - b. The bill also adds new requirements for implementing procedures to receiving and promptly resolving requests for accommodations for individuals with disabilities.
 - c. No action can be taken if a disruption event prevents the legislative body from broadcasting the meeting remotely. *Govt. Code Section 54953(f)(1)(D).*

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- Connect to a second Meeting Owl through Owl Connect or to an Expansion Mic to support meetings in larger spaces
- Pairs with our [collaborative room solutions](#): the [Whiteboard Owl](#), the [Meeting HQ](#).

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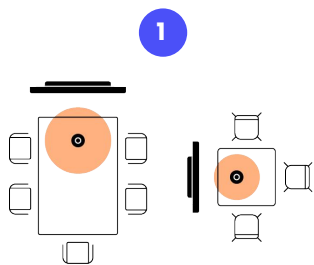


Meeting Owl experience

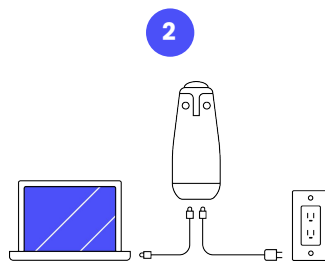


Typical front-of-room camera experience

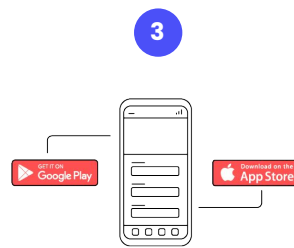
Meeting room setup made simple



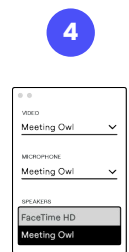
1 Place your Owl on a table or desk.



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Processing Power	Dimensions	Power Supply	Warranty
<p>Qualcomm[®] Snapdragon[™] 605 processor</p>	<p>Dimensions: 4.4" W x 4.4" D x 10.72" H (111mm W x 111mm D x 272mm H)</p> <p>Weight: 2.61lb (1.2kg)</p>	<p>AC Input: 100-240V</p> <p>Line cord: Specific to region</p>	<p>2-year warranty (Option to extend warranty to 3 years with Owl Care)</p>

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Software	Compatibility	Management	Security
<p>AI-powered Owl Intelligence System[™] to intelligently focus on whoever is speaking</p> <p>Intelligently autofocuses on the active speaker using vision, voice, and motion</p> <p>Options for presenter enhancement, digital whiteboarding capabilities, and different camera controls to customize your meeting experience</p> <p>Ability to pair two Meeting Owl 3s or Pros using Owl Connect to expand video and audio coverage in larger rooms</p>	<p>Plug and play connection to host computer via USB-C</p> <p>Works with Zoom, Microsoft Teams, Skype for Business, Slack, Webex, and many more</p> <p>Compatible with virtually all web-based video conferencing platforms</p> <p>Extend range by pairing with another Meeting Owl (Pro or 3) or add on Expansion Mic</p> <p>Works with the Meeting HQ* and the Whiteboard Owl</p>	<p>Meeting Owl App:</p> <ul style="list-style-type: none"> • Mobile: iOS and Android • Tablet: iPad • Desktop: Mac and Windows <p>Required for first-time setup and adjusting settings during meetings</p> <p>The Nest: Manage your fleet of Owls through our web-based portal</p>	<p>Meeting Owl 3 does not record any video or audio content</p> <p>Video and audio are streamed to the host computer via USB-C connection</p> <p>Option to secure the Meeting Owl 3 with Lock Adapter</p> <p>Full security and privacy details</p>

SETUP

*Adapter required

What's Included	Setup
<p>Meeting Owl 3</p> <p>Power adapter and line cord</p> <p>USB-C to USB-C cable</p> <p>Setup Guide</p> <p>Table Card + Owl holder</p>	<p>Placement: 3' (1m) from the in-room TV or monitor and within 18' (5.5m) of in-room participants</p> <p>Setup Options: Center of the table, tripod-mounted, or ceiling-mounted</p>



CSDA Trial Membership Offer

1 message

Neil McCormick <neilm@csla.net>

Tue, Nov 29, 2022 at 12:58 PM

Reply-To: erics@csla.net

To: pdghad@gmail.com



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