



**REGULAR MEETING MINUTES
PAJARO DUNES GEOLOGIC HAZARD ABATEMENT DISTRICT
Meadow Room, Pajaro Dunes, 2661 Beach Road, Watsonville, CA 95076**

Saturday, December 10, 2016 9:00 a.m.

A. OPEN SESSION CALL TO ORDER – PLEDGE OF ALLEGIANCE

Roll Call

Bob Moore (P45) Vice President
David Bower (P48) Director
All present

Jim Griffin (P9) Director
Wendy Cumming, Clerk/Accountant/Secretary

B. OATH OF OFFICE

Clerk, Wendy Cumming, to perform Oath of Office for the following newly appointed board members:

- Jim Griffin Clerk conducted Oath
- Mary Paige - Absent

C. 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.

Kent Stevens thanked the board for their service, and stated that he wished the assessment election had gone through.

D. 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.

- Recognition of former board members Bill Lyons and Raul Deju
Bob commented that Bill and Raul are no longer on the board. Bob thanked them for their service.
- Update on the Coastal Commission application, and Santa Cruz County interaction

Vice president Bob Moore made comments that the District has no money to operate. The District is being penalized daily for having rocks on the beach. Presently the District owes

\$692,015 in penalties, or \$2,703 per home owner, to the State of California. As long as the District acts in good faith to remove the rocks, the State would provide an abatement of the penalties.

David Bower further explained that the State understood that the district was having challenges obtaining a permit, therefore has provided for a delay and potential abatement of penalties as long as the District is making progress in obtaining a permit.

Bob Moore furthered that a number of homeowners do not agree with the benefit assessment as it stands. The District needs to perform a benefit allocation through an engineer. Steve Broch stated that he has a copy of the original engineer's report. Our engineer of record is ARUP. They have referred the District to an outside organization to perform the assessment allocation and their proposal was \$200k.

Bob recommends that the district obtain a bridge loan of \$250k from PDA to move forward with the benefit allocation. The District should move forward to have an assessment election to raise 300k for emergency repairs. Also, he recommends that the District hire Haro Kasunich to be the engineer of record.

In addition, Bob recommends that he District go above the County's, Joe Hanna, to his supervisor to move forward with the requirements of the permit from the Coastal Commission.

Jim Griffin commented that if the homeowners come together and agree on their own assessment allocation, then the District would not need to pay the outside organization to perform the calculations.

Bob commented that if the GHAD dissolved the State would come in and administer the District. It is unknown if the debt that the District owes would be immediately be due and payable. Also, there is the potential for the State penalties also being due and payable.

David Bower commented that one of the reasons that the District lost the line of credit is that the GHAD has no assets, and would need the PDA to provide a guarantee on the line.

E. 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 minutes August 13, 2016

Motion by David Bower Seconded Jim Griffin by Approved by all.

F. TREASURER'S REPORT

2. Financial Reports

- Five month period ended November 30, 2016
- Warrant listing
- Accept reports by motion

Motion by David Bower seconded by Jim Griffin, approved by all.

G. COMMITTEE REPORTS

3. Finance and Budget Committee

4. Community Membership and Relations Committee (Bob Moore)

5. Seawall Application and Repair Committee (Jim Griffin/David Bower)

6. 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.

No meetings to report on.

H. NEW BUSINESS

7. ITEM – Consider accepting draft audit report for the fiscal year ended June 30, 2016

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

The board asked the clerk to add language to the MD&A to note the dollar amount of the penalties in total and per homeowner.

Motion by Jim Griffin seconded by Bob Moore, approved by all.

8. ITEM – Consider appointing a new board member to fill the open position on the board

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

Bob Moore proposed the Rob Allen be appointed to the GHAD Board.

Motion by Bob Moore seconded by David Bower, approved by all.

I. 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.

Bob Moore commented that he felt that the District could move forward with hiring Haro Kasunich to be engineer of record.

J. ADJOURNMENT

Motion for adjournment by David Bower seconded by Jim Griffin, approved by all.

There being no further business to come before the Board, the meeting was adjourned at 10:00 a.m.

Attest: _____

Wendy Cumming
Clerk of the Board
Pajaro Dunes Geologic Hazard
Abatement District