

CITY COUNCIL CITY COUNCIL
MEETING MINUTES FOR

Meeting of June 25, 2019

As Approved by the City Council at their regular meeting of July 16,2019.

The public is advised that pursuant to Government Code Section 54957.5 all writings submitted to the City Council are public records and will be made available for review.

Please note that minutes are not verbatim minutes and are meant to be the City's record of a summary of actions that took place at the meeting. City Council video recording are kept for a period of one year from date of meeting.

Notice: All resolutions and ordinances introduced and/or adopted under this agenda are waived of all reading of entire resolution(s) and ordinance(s).

The Sebastopol City Council welcomes you to its meetings that are generally scheduled for the 1st and 3rd Tuesday of every month. Your interest and participation are encouraged and appreciated.

SIMULTANEOUS MEETING COMPENSATION DISCLOSURE (Government Code § 54952.3): Members of the City Council receive no additional compensation as a result of convening a joint meeting of the City Council and Successor Agency to the Former Community Development Agency

SB 751 Legislative bodies of local agencies must publicly report: (1) any action taken and (2) the vote or abstention on each action taken by each member present for the action at a meeting.

A notice of the meeting was posted by the City Clerk on June 20, 2019.

4:00 pm CONVENE CITY COUNCIL SPECIAL MEETING (CLOSED SESSION), Sebastopol City Hall
Conference Room, 7120 Bodega Avenue, Sebastopol, CA

CALL TO ORDER: Mayor Hinton called the meeting to order at 4:00 pm.

ROLL CALL

Present: Mayor Hinton
Vice Mayor Slayter
Councilmember Carnacchi
Councilmember Glass
Councilmember Gurney

Absent: None

Staff: City Manager/City Attorney McLaughlin
Assistant City Manager/City Clerk Gourley

PUBLIC COMMENT

(Prior to adjournment into Closed Session, the public may speak up to 3 minutes on items to be addressed in Closed Session).

There was none.

Adjourn into Closed Session: Mayor Hinton closed the public portion of the closed session at 4:03 pm.

CLOSED SESSION AGENDA ITEM:

1. CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code 54957.6)
City Designated Representative: City Administration
Employee Organizations:(SEIU/Public Works/Administrative); Management/Mid Management and Sebastopol Police Officers Association (SPOA)

City Council Action: No Report Out

Minute Order Number: 2019-157

2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
One Case (Pursuant to Section 54956.9(d)(4) of the Government Code)

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
One Case (Pursuant to Section 54956.9(d)(2) of the Government Code)

City Council Action: No Report Out

Minute Order Number: 2019-158

Adjournment of Closed Session: Mayor Hinton adjourned the closed session at 5:45 pm.

6:00 pm CONVENE CITY COUNCIL REGULAR MEETING, Sebastopol Youth Annex/Teen Center, 425 Morris Street, Sebastopol, CA

CALL TO ORDER: Mayor Hinton called the meeting to order at 6:00 pm.

ROLL CALL

Present: Mayor Hinton
Vice Mayor Slayter
Councilmember Carnacchi
Councilmember Glass
Councilmember Gurney

Absent: None

Staff: City Manager/City Attorney McLaughlin
Assistant City Manager/City Clerk Gourley
Engineering Manager Mikus
Finance Director Kwong
Fire Chief Braga

SALUTE TO THE FLAG: Mayor Hinton led the salute to the flag.

Report out of Closed Session: There was no report out.

PROCLAMATIONS/PRESENTATIONS: None

PUBLIC COMMENT (At this time, members of the public may comment on any item not appearing on the agenda. It is recommended that you keep your comments to three minutes or less. Under State Law, unless otherwise permitted under the Ralph M. Brown Act, the merits of the matters presented under this item cannot be discussed)

or acted upon by the City Council at this time. For items appearing on the agenda, the public will be invited to make comments at the time the item comes up for Council consideration.)

Douglas Jung commented as follows:

- Discussed what is happening off Sonoma Coast
- Discussed abalone population
- Abalone now dead in Sonoma County
- Nothing here to each
- Sea urchins eating all the food
- Volunteers to help
- Politicians are not listening to the little people
- Love nature
- Hate seeing what is happening
- This is our culture
- The fish are dying also
- Displayed a photo of the area
- Asking politicians to save the seed stock
- Asked to kill the sea urchins
- Won the Nobel Prize in Technology

STATEMENTS OF CONFLICTS OF INTEREST BY MAYOR/CITY COUNCILMEMBERS FOR ITEMS ON THE AGENDA

(This is the time for the Mayor or City Councilmembers to indicate any statements of conflicts of interests for any item listed on this agenda). There were none.

CONSENT CALENDAR CONTINUED:

- o The consent agenda consists of items that are routine in nature and do not require additional discussion by the City Council or have been reviewed by the City Council previously. These items may be approved by one motion without discussion unless a member of the City Council requests that the item be taken off the consent calendar.
- o The Mayor will read the consent calendar items; ask if a Councilmember wishes to remove one or more items from the consent calendar; and then open public comment to the members of the public in attendance. At this time, a member of the public may speak for up to three minutes on the entire consent calendar and request at that time that an agenda item or items be removed for discussion.
- o If an item or items are removed from the consent calendar, the item shall be placed at the end of the regular agenda items unless otherwise determined by the Mayor or Mayor Pro Tern.
- o Council Members may comment on Consent Calendar items or ask for minor clarifications without the need for pulling the item for separate consideration. Items requiring deliberation should be pulled for separate consideration and shall be placed at the end of the regular agenda items unless otherwise determined by the Mayor or Mayor Pro Tern.

Mayor Hinton asked for public comments on the consent calendar items. There was none.

Vice Mayor Slayter moved and Councilmember Glass seconded the motion to approve Consent Calendar Items Number 1 and 2.

Consent Calendar comments:

Vice Mayor Slayter commented as follows:

- Very disappointed in lack of background data or information for the paid fire fighter position
- Not enough data to fully make an informed decision

- Hope this decision works well for the future

VOTE:

Ayes: Councilmembers Carnacchi, Glass, Gurney, Vice Mayor Slayter and Mayor Hinton

Noes: None

Absent: None

Abstain:None

CONSENT CALENDAR:

3. Approval of Resolution Approving and Adopting Fiscal Year 2019-2020 City of Sebastopol Budget; Approval and Adoption of Resolution establishing the appropriations limit for the City of Sebastopol for the 2019-2020 pursuant to Article XIII B of the California Constitution; Adoption of Resolution Approving Supplemental Law Enforcement Funds (SLEF) (Finance Director)

City Council Action: Approved Resolution Approving and Adopting Fiscal Year 2019-2020 City of Sebastopol Budget; Approval and Adoption of Resolution establishing the appropriations limit for the City of Sebastopol for the 2019-2020 pursuant to Article XIII B of the California Constitution; Adoption of Resolution Approving Supplemental Law Enforcement Funds (SLEF)

Minute Order Number: 2019-159

Resolution Number:

6245-2019

6246-2019

6247-2019

4. Approval and Adoption of Resolution Approving a Capital Improvement Program Budget for Fiscal Year 2019-2020 (Engineering Director)

City Council Action: Approved and Adopted Resolution Approving a Capital Improvement Program Budget for Fiscal Year 2019-2020

Minute Order Number: 2019-160

Resolution Number: 6248-2019

INFORMATIONAL ITEMS/PRESENTATION: None

PUBLIC HEARING(s): None

REGULAR CALENDAR AGENDA ITEMS (DISCUSSION AND/OR ACTION):

5. Discussion and Consideration of Possible Actions concerning Sustainable Groundwater Management Act of 2014 roles, responsibilities, compliance, and fees (Engineering Manager)

Engineering Manager Mikus presented the agenda item recommending the City Council discuss and consider possible actions concerning Sustainable Groundwater Management Act of 2014 roles, responsibilities, compliance, and fees.

Mayor Hinton asked for questions.

Mayor Hinton commented as follows:

- Discussed seats and voting on the board
- Discussed two supervisors on the GSA Board
- How many votes in total

- City of Sebastopol would be 11th voting member

Manager Mikus commented as follows

- Each city has one vote
- County of Sonoma has two votes

Mayor Hinton commented as follows:

- Possible three members
 - Sonoma County
 - Gold Ridge
 - Sebastopol
- If to go back to Wilson Grove, would we be the lone ranger

Manager Mikus commented as follows:

- Can be members of more than one GSA
- Do not have to be members of more than one either

Councilmember Gurney stated someone needed to be in charge of Wilson Grove.

Councilmember Carnacchi commented as follows:

- Sonoma County is still in
- Petaluma and Marin County left
- Where do they get their water from

Supervisor Hopkins commented as follows:

- County would be in GSA also
- Has dual membership

Manager Mikus commented the County is in several GSA.

Councilmember Glass questioned what are the benefits of membership in the Santa Rosa Plain GSA.

Manager Mikus commented as follows:

- Protection
- Fees more affordable
- One of ten votes
- Spreads the exposure

Councilmember Glass and Councilmember Gurney requested clarification on what protection means and what would the City need to be protected from.

Manager Mikus commented it could be to be protected from lawsuits.

Councilmember Gurney stated the City would be one of several defendants.

Councilmember Glass questioned what would happen if someone claimed that their wells were going dry because of the usage and City participation in the GSA.

Manager Mikus stated that the fees have created a ruckus and that there could be potential issues.

Councilmember Glass commented the questions tonight are as follows:

- Protection at lower cost
- Seat at the policy table
- What are the consequences of not doing this

Manager Mikus commented that if the Wilson Grove were to be reprioritized, we would be on our own.

Councilmember Glass commented as follows:

- City would form a GSA
- If not, it would default to the County
- County would have control over policy

Manager Mikus commented it would default to the County and if they did not want to take it over, it would default to the State.

Councilmember Gurney commented as follows:

- If we did not join now, the County would still be in Wilson Grove
- No possibility of change until 2022
- City would be joining a group already formed
- Might be higher fees later than if joined now
- Option not to join anything

Manager Mikus commented as follows:

- Already did jurisdictional boundary
- If do not elect to join Board, City would be on the TAC but pay no fee
- City would still pay a yearly user fee

Councilmember Gurney commented as follows:

- Negotiated down fees
- Now dealing with 3/5ths of fees
- End of City fiscal year now
- Paying for last year when the City has not joined yet

Manager Mikus stated this is covering the next three years.

Councilmember Glass commented as follows:

- Verify belief GSA in long run will be setting long run user fees
- GSA will be setting policy
- Discussed fees will be based on rural well users, rural residential, ag users, city, etc.
- Discussed users of wells
- Might there be a policy difference for quality of water usage for domestic use for large user like Sebastopol versus other cities
- GSA Board is setting the rates
- If in boundary and not out of that boundary and no seat at the table, City is at the mercy of other cities
- Not part of conversation of setting rates

Councilmember Gurney commented as follows:

- City would still be at their mercy
- Could be outvoted

Mayor Hinton questioned when the City could weigh in on the fees.

Manager Mikus commented a review of fees would be on intervals.

Councilmember Carnacchi commented as follows:

- 2022 - raising possibility to medium
- Know in early summer (2019)
- Discussed reprioritization
- Discussed calculation of Wilson Grove formation
- Took wells out of the calculation
- Will be finalized in July or a little later
- Not know what priority will be
- Discussed SGMA

Vice Mayor Slayter commented as follows:

- Discussed City wells
- Draws from Wilson Grove formation
- Santa Rosa Plain GSA proposed fee is based on water use in the Santa Rosa plain
- What we got is the overlaying of a political line with reality of the world
- Discussed SGMA Map
- Dual realities become apparent when the layers are turned on
- Once all the push and pull and this meeting and discussion and decision made, Santa Rosa Plain GSA is moving forward
- Will produce a GSP
- What functionally does that GSP hope to do
- What is the plan hoping to accomplish that reality is not already taking care of

Marcus Trotta commented as follows:

- Tasked with preparing GSP
- SGMA requires GSA prepare GSP to sustainably manage groundwater resources within their basins
- Measurable thresholds and objectives
- Discussed projections and actions if thresholds not met
- Process go through over the next few years
- Working with advisory committee
- Bring options to advisory committee and Board
- Basin boundary approved by DWR – City of Sebastopol is completely within the Santa Rosa Plain not Wilson Grove
- City not have any jurisdiction with how Wilson Grove is configured
- Summer – Wilson Grove prioritization

Mayor Hinton commented as follows:

- It is low now because City moved out
- If moved back would it come back up

Mr. Trotta commented as follows:

- Discussed criteria
- Discussed metrics
- If city goes back in could move to medium priority threshold
- Require SGMA compliance

Councilmember Carnacchi commented as follows:

- Three wells east of political boundary for Santa Rosa basin
- All three wells come through Santa Rosa Plain and tap into Wilson Grove
- Getting charged per acre foot – putting money towards plan – how is that plan going to help address the problem that NOAA and State Fish and Game have brought up

Mr. Trotta commented as follows:

- Wells close to 1000 feet deep
- Tap in Wilson Grove geologic formation
- Distinctions
- Wells are within Santa Rosa Plain formation

Councilmember Carnacchi commented that the creeks are not in that watershed.

Mr. Trotta stated it addresses the creeks within the Santa Rosa Plain.

Councilmember Carnacchi stated this affects the Wilson Grove basin.

Mr. Trotta commented as follows:

- SGMA requires practices in basin to not cause problems with other basins

- Looking at area that comes into portions of the actual Wilson Grove Basin (monitor and impacts)

Councilmember Carnacchi commented as follows:

- Questioned if the Impact we would have by being part of the Santa Rosa Plain can be addressed with Sebastopol sitting on advisory committee
- Questioned if the City does not have to sit on the Board

Manager Mikus stated the City would have no seat on the Board.

Councilmember Carnacchi stated the City would still be on the advisory committee.

Mayor Hinton we could also stand up during public comment.

Sonoma County Supervisor Lynda Hopkins commented as follows:

- Chair of GSA
- Having a seat at the table is important
- Development of policy
- Critical step
- Not clear whether or not choose to join Santa Rosa GSA – could be eventuality that Santa Rosa GSA does not include area in GSP – City would have to create own GSP
- Multiple agencies within basin
- Multiple plan for basins
- More expensive to create own GSP
- Not know how Board would respond

Mr. Trotta commented as follows:

- Under that scenario if portion of the basin went unmanaged and Sebastopol formed own GSA and GSP could put basin at risk
- State would come in at that point

Councilmember Glass commented as follows:

- Questioned if there could be choice by the GSA to not incorporate our section of geography within GSP
- If that were the case, we may be at risk of State coming in
- Not understand how the GSA can actually address our geology and scientific issues
- All related to Wilson Grove area

Mr. Trotta commented as follows:

- Discussed Wilson Grove formation
- Extends underground into the Santa Rosa Plain
- Portion included in analysis
- Connection

Councilmember Gurney commented as follows:

- Value of SGMA is that one group is not hurting the neighbor group
- How come up with policy that will hurt us if you do not have jurisdiction over where our water comes from
- Water supply coming from elsewhere

Mr. Trotta commented as follows:

- Boundaries often political
- Required to coordinate with County
- Coordinate with neighboring agencies

Councilmember Glass commented as follows:

- Not going to be someone regulating Wilson Grove
- No one looking after our source of water

Mayor Hinton commented as follows:

- City is in the Santa Rosa Plain
- Cannot change to 2022 – can apply then if we want to change
- Could be in it and see how it goes
- If not like it change it
- Must do our own plan if we pull out

Councilmember Gurney commented as follows:

- Apply for modification
- Have that be granted

Mr. Trotta commented as follows:

- State costs are much higher
- Meant to be deterrent
- Probation if State comes in
- Not permanent fix
- Deferring costs

Councilmember Carnacchi commented as follows:

- Concerned how the Santa Rosa Plain can affect neighboring basins
- Discussed interbasin agreements
- In absence of that, GSA can regulate the water shed
- Discussed GSP setting rules – affect water shed
- Discussed water shed to the Santa Rosa basin

Mr. Trotta commented as follows:

- GSA can do things like fund voluntary monitoring programs in water shed area outside of their jurisdiction

- Could do recharge projects
- Do not have regulatory authority outside of their jurisdictions

Supervisor Hopkins commented as follows:

- This has been one of the most frustrating processes
- Not understand how drew line in first place
- Trying to regulate ground water
- Create a balanced water budget
- Not negatively impacting our basins or our neighbor basins
- Have water for generations
- Awkward clunky non sensical from State
- Opportunity to join this effort and make it better
- Have City at table is costly to City but City can come back to board with counter offer
- Need to be part of conversation – need to be at the table
- Collegial approach
- Invite to join
- Bring comments and frustrations to make process better
- Can look at fees
- Appreciate comments
- Want to have conversations on how to solve those problems
- Wrong answer to right problem
- GSA set up to do overall water budgeting
- Need to join arms
- Be more nimble and more effective

Councilmember Gurney commented as follows:

- Discussed physical reality
- Worry of water supply
- How would GSA protect City

Supervisor Hopkins commented as follows:

- Required to protect the City
- Discussed data
- If not seeing drawdowns – no need to regulate basin
- Must protect the City

Councilmember Gurney commented as follows:

- If not at the table – the GSA can do something that might harm us
- Would we then have to do our own GSA

Supervisor Hopkins commented as follows:

- Stated that is a legal question
- Another basin – has multiple GSPs for exact same basin

Councilmember Glass commented as follows:

- Imagine us
- Sebastopol is more than how much is this going to cost
- More than how much this is affecting our section
- Crazy
- Sebastopol as great green hope here to think of not just Sebastopol but all West County
- No one stewarding that
- Who is doing that
- How many monitoring wells are there
- What is the water agency going in terms of monitoring ground water in the western part of the county and effect on flows
- Discussed integrity of water in the entire area

Supervisor Hopkins commented as follows:

- Bring that eco and vision – Santa Rosa GSA would be huge asset
- Cast wider net
- Ensure impacts do not filter down
- How look at people who are voluntarily collecting usage
- Can use data
- Not black hole
- Opportunity to gather data

Mr. Trotta commented as follows:

- Discussed commercial projects
- Discussed reporting groundwater levels
- Monitoring entity for Wilson Grove Basin
- Dozen monitoring wells in basin
- Program needs to continue regardless of status of Wilson Grove

Manager Mikus questioned what does the data show.

Mr. Trotta commented as follows:

- Groundwater levels stable
- Data SWIG brought showed increasing ground water levels
- Are data gaps

Eric Larson, Department of Fish and Wildlife commented as follows:

- Discussed process
- Complicated
- Discussed changes to eco system, temperature, landscape
- All complicated problems
- Wilson Grove is critical basin
- Discussed designations

- Hope to get more information
- Expensive process
- Not here to burden City
- Resource costs that need to be paid for

Rick Rogers, NOAA commented as follows

- Echoed previous speaker
- Concern of condition of creek in West County
- Not agree with reprioritization
- Strong consensus of people who have knowledge of West County who have done ground water investigations
- Likely impacts to groundwater
- Remain medium priority

Councilmember Gurney commented as follows:

- What is going to happen with concerns of groundwater
- Same concerns of previous speaker

Mr. Rogers commented as follows:

- Depends on type of winter having
- Discussed low stream flows – not big concern unlike during extended dry periods
- Whether it can survive going forward – is a question
- By 2022 – two-year drought – would be another shock to the fish
- Start managing and addressing groundwater

Mayor Hinton commented as follows:

- If City moves back in and takes management of Wilson Grove does that turn around what is happening
- How do we do that
- Is that possible

Mr. Larson commented as follows:

- Discussed recharge
- Complicated
- May or may not have an affect
- Discussed Green Valley Creek
- Problem area
- All these things happen in water sheds
- Understand summer flows – important
- Being in medium category puts onus onto somebody

Vice Mayor Slayter commented as follows:

- If reprioritized to medium and DFW and NOAA say this is needed to ensure some sort of management of the basin – does DFW have any skin in the game
- Be able to be a member of a GSA

Mr. Larson stated they are putting millions of dollars going into resource management.

Vice Mayor Slayter commented as follows:

- If Open Space and Ag is being asked to participate - Concerning
- Users have concern
- Where is the equity

Councilmember Glass commented as follows:

- What happens if we join and decide to move in 2022 to being part of Wilson Grove GSA
- Remember some discussion of people leaving the GSA
- Is there a penalty
- Handcuffed to Santa Rosa GSA
- Exit strategy

Mayor Hinton commented as follows:

- What happens if we do go back to Wilson Grove
- Is it reprioritized with us without us

Councilmember Gurney questioned if we would have to apply for a boundary adjustment.

Mr. Trotta commented as follows:

- Do not know specifics
- Is process spelled out in JPA

Supervisor Hopkins stated there would be fewer people at the table if moved.

Mayor Hinton opened for public comment.

Ed Thompson, Belmont Terrace, commented as follows:

- Thanked Henry and staff for the hard work
- Thanked Supervisor Hopkins
- Tried hard to stay abreast of this
- Get seat at table

Bill Mattinson commented as follows:

- SGMA
- Discussed protection of the groundwater
- Discussed DWR letter
- Plan must include protection for Sebastopol and three members if part of GSA

- Discussed reclassification of Wilson Grove
- Sebastopol be part of the costs
- Costs would be high
- If not in GSA loses ability to protect water
- Board voted to pay costs of GSA
- Urged City to join GSA
- Take seat on GSA board – voice and vote
- Helping rural well owners nearby to do same

Dr. John Rosenbloom commented as follows:

- Discussed maps
- Discussed SGMA
- Discussed scientific and jurisdictional boundaries
- Easiest way out is jurisdictional boundary
- Discussed agricultural in Wilson Grove highlands
- Need to get in some sort of regulation
- Discussed wells in Wilson Grove
- Discussed faults
- Water Agency not uses those wells
- Discussed streams as part of Wilson Grove
- Belmont Terrace urges participation in Santa Rosa Plain
- Be part of policy
- Could avoid huge costs

Sarah Davison, Fircrest Mutual Water company, commented as follows:

- Support Belmont Terrace
- Stay with decision to join Santa Rosa GSA
- Does not eliminate ability to speak other issues
- Be green leader
- Water is major resource
- Protect our most precious resource
- Work without good neighbors
- Put together sensible policy

Doug Emory commented as follows:

- Water companies have representatives and have skin in the game
- He was never contacted – has a mutual company well
- Way done and applied for – misleading
- DWR did not do due diligence
- Application had lots of errors
- Reprioritizing the boundary - In situation now
- Discussed recharge

- Pulling 24 / 7
- No protection or regulation now
- Promise to protect- cannot regulate up there
- Request jurisdictional boundary again
- Be inclusive and be responsible
- Surrounding area is responsibility
- Drawing water from different acquirer
- Paying water to agencies when to using their water
- One of 10 votes
- Wait until summer to find out what is going on with reprioritization
- Not pay user fees

Larry Hansen commented as follows:

- Advocate for Green Valley creek
- Part of community clean water institute
- Monitoring tributaries
- See dewatering of creek
- Expressed concern
- Without management plan in place – there is very little that can be done
- Land management decision
- Wells not controlled very well by County
- Discussed restoration
- Part of restoration
- Advocating for Wilson Grove
- Like conversation tonight
- Concerns and creativity
- What can be done here

Kimberly Burr commented as follows:

- Discussed concern of lowering of prioritization of Wilson Grove
- Discussed unintended consequences
- Not do additional harm to fishery
- Basin will cause that – unregulated development
- No evaluation of new wells in the County
- Wells going in
- Commit and condition involvement with Santa Rosa GSA
- Moratorium on well development on areas that are not currently protected
- Have to happen sooner than three years
- Reprioritize
- Manage groundwater properly
- Hope no further harm comes to the creek

Paul Archibald commented as follows:

- Why can't the Wilson Grove be part of the Santa Rosa Plain
- Who decided Wilson Grove is separate

Mr. Trotta commented as follows:

- Discussed original boundaries by State – DWR
- Local agencies during certain windows can request modifications
- Be approved by DWR
- Next opportunity is sometime after 2022
- No guarantee of window after that point
- City does have history of participating and providing funding to both groundwater study and voluntary groundwater management planning in Santa Rosa basin
- Defined to water shed area

Councilmember Glass commented as follows:

- DWR when drew lines based on geology
- Nothing is in isolation
- Are interrelated

Mr. Trotta stated that is correct.

Jane Nielson commented as follows:

- Discussed USGS Report in 2013
- Shows the Wilson Grove formation is under Sebastopol and under Western Santa Rosa Plain towards Santa Rosa
- Difference of opinion of what is related to geology of groundwater
- Discussed division of DWR

Vice Mayor Slayter questioned how are the mutual represented on the Santa Rosa Plain GSA.

Manager Mikus commented as follows:

- One of the membership spots is for the independent water companies
- Elected member to be representative to the Board
- Pay single member fee

Vice Mayor Slayter questioned if the CA American Water Larkfield is one of them.

Manager Mikus stated yes.

Councilmember Gurney questioned if the City heard from them tonight.

Manager Mikus stated no.

Mr. Mattinson commented as follows:

- In Santa Rosa Plain with City
- To join independent group (have seat on board) have to petition them
- Voted to pay share of fees through membership

Vice Mayor Slayter questioned if it would be possible in the development Santa Rosa Plan GSP to provide protections for any areas outside the boundaries of the agency.

Manager Mikus stated yes.

Councilmember Gurney stated Mr. Trotta discussed affirmative steps of monitoring.

Vice Mayor Slayter questioned if that is the case how could a region or area be dis-included from a GSP.

Supervisor Hopkins commented as follows:

- Stated that is a legal question
- Cannot negatively impact neighbors
- In GSP if Santa Rosa Plan out of balance – have to undertake projects to off set
- Can monitor but not be responsible for fixing problems

Councilmember Gurney questioned if there is a sense of timeline and get definitive decision of prioritization of Wilson Grove.

Mr. Trotta stated early summer.

Councilmember Carnacchi stated he was informed they were hoping for mid-July.

Councilmember Gurney commented as follows:

- Can the City condition membership
- Whatever condition appropriate
- Protecting Green Valley Creek
- Protecting new wells

Supervisor Hopkins commented as follows:

- Think of scope of GSA
- Not land use
- Work within jurisdictions of GSA

Councilmember Gurney commented as follows:

- Discussed fees
- Concerning
- City is great conservationists
- Rural residential

- Ag residential
- Discussed no data

Supervisor Hopkins commented as follows:

- Discussed exemption
- Rural residential
- Not mandate they be monitored

Councilmember Carnacchi also voiced concern with water usage by cannabis users.

Supervisor Hopkins stated that is a big concern.

Councilmember Glass commented as follows:

- Trying to frame question at hand
- If we wanted to, we cannot change out boundary again until 2022 whether Wilson Grove is at whatever level
- We may have opinions – does not affect us right now
- May affect us in 2022
- Boundary moved to Santa Rosa
- Not part of mix of what we are doing right now
- Deliberating now is there value to the city joining the Santa Rosa GSA
- Having seat at the table and a voice
- Charges and policies
- Can be persuasive with colleagues
- Collegial relationships
- If City is at the table are we going to move that conversation in a better or green direction
- Do that for a couple of years
- Impact on protection of our water source and an impact on the conversation at that JPA
- Look at jurisdictional or scientific boundaries
- Be advocates
- Cannot change our boundary again right

Councilmember Carnacchi commented as follows:

- Discussed boundary adjustment
- If we did not do this in the first place, we would not be here
- Boundary adjustment did not include the property where our water tanks are
- Point is we do not know what the priority is of the Wilson Grove basin or Santa Rosa Plain
- Wait until July
- If wait and submit request to reopen window for boundary adjustment
- Do nothing
- Wait for prioritization
- Submit letter
- No penalty to taking that course

- Not lose a seat at the table
- The advisory committee is where this stuff gets done
- Go to meeting on July 8th
- Get answers

Mayor Hinton commented as follows:

- Been following process
- Have had numerous calls on this item
- We are in Santa Rosa Basin right now
- Going to be assessed fees
- Answer is whether we are going to be a voting member
- Votes happen at board level not advisory committee
- Cannot change until 2022
- Question tonight is whether to have a seat at table or just pay fees and have no voice at the table
- Could try to get those fees down

Vice Mayor Slayter commented as follows:

- Read list of fees
- GSA Staff Report agenda item
- All of ours is groundwater – no one else is groundwater

Councilmember Gurney suggested the chart have a column for use and expenses.

Mayor Hinton commented as follows:

- When State brought in the rules, running for office
- Huge topic
- Concern with fee for own GSA and defending litigation
- Could make that decision in three years
- Addressing what happens today
- Take a seat at the table or just sit on the advisory committee and pay fees

Councilmember Carnacchi commented as follows:

- Spoke with Andy Rogers
- Make request to GSA board – fees paid for per acre foot
- Use if raised medium priority – use funds to pay for Sebastopol GSA
- Put in reserves

Mayor Hinton questioned how the reserves work for the GSA.

Supervisor Hopkins commented as follows:

- Created reserve policy
- Possibility for Sebastopol contributions could go there
- Could cover wells inside City limits

- Options
- Can be agendaized for further discussion

Councilmember Gurney commented as follows:

- Could this wait until August
- Join and not join board or join as member and work on policy decisions
- Long term or three years
- Terms of costs, membership fees, conditions
- What choice prefer

Councilmember Glass stated it is not clear on what difference the determination makes.

Councilmember Gurney commented as follows:

- Would like to have more information
- Real information as opposed to assumption

Mayor Hinton commented as follows:

- City is still in the Santa Rosa Plan
- Next GSA meeting – August 8th
- Get it decided tonight
- Not know if waiting until July will make a difference

Vice Mayor Slayter questioned Sonoma Water has deposited any money into this (June 13th staff report - Deposit detail).

Mr. Trotta commented as follows:

- Paid contributions like all others
- \$55000
- \$64000
- Paid first two years
- FY 17-18
- FY 18-19

Mayor Hinton stated the City will pay user fees effective July 1st.

Councilmember Gurney commented as follows:

- Manager Mikus stated the staff report was incorrect
- One year off
- Have three years to go

The council discuss waiting until March or joining for fees only; join fees and Board; and request fees be put in the reserves of GSA.

Vice Mayor Slayter commented that this feels like rolling the dice of not having a vote at the Board level where policies made is not a wise decision and that this feels like a decision that could be regretted.

Councilmember Gurney commented we are assertive members wherever we are members.

Mayor Hinton commented as follows:

- Stated she went and advocated for a reduction
- Received a reduction
- Not paying 10%
- Advocated for numbers

Councilmember Glass commented as follows:

- High importance
- Unwise to not have voice
- Sticky wicket – something could happen in two years
- Not know what JPA says
- Tending to feel at this moment feeling prudent to become voting members – prudent to know what would be the ramifications in two years if the City chose to have their own GSA
- Would the City have to pay a penalty to withdraw

Councilmember Gurney stated we should know that prior to a vote.

Councilmember Carnacchi stated that prioritization would dictate whether to move back into Wilson Grove formation.

Councilmember Gurney commented as follows:

- Cannot change until 2022
- Discussed GSA and GSP

The council discussed the following:

- Wants to hear if there is any financial liability from leaving
- Joining JPA – direct staff to prepare paperwork
- Financial consequences/terms of termination
- If staff has concern – staff directed to return this item if dependent upon legal analysis

- Supervisor Hopkins commented as follows:
- Financial liability be no greater than the fees assessed
- Member contribution – prorated
- Pumping Fees
- No more than three payments

Vice Mayor Slayter commented as follows:

- In JPA language of reimbursement of fee

- Securing of other funds

Mayor Hinton commented as follows:

- Asked that question
- Do not anticipate - but intention to reimburse fees
- Buy In

Councilmember Gurney discussed what is the source of the money for reimbursement.

Supervisor Hopkins commented as follows:

- Future funds
- Grants or user fees
- Language was written when relying on user fees
- Confusing language
- Things more crystalized now

Mayor Hinton moved and Councilmember Glass seconded the motion to:

- Join the JPA
- Make three payments
- If any financial impact of withdrawing, item is to return to the Council for further discussion

Discussion:

Councilmember Carnacchi stated he is on the minority and hopes this decision is on the right side of the issue.

Mayor Hinton amended the motion and Councilmember Glass seconded the amended motion to:

- Join the JPA
- Make three payments – One payment of \$33,000 and two remaining equal payments
- If any financial impact of withdrawing, item is to return to the Council for further discussion

VOTE:

Ayes: Councilmembers Glass, Gurney, Vice Mayor Slayter and Mayor Hinton

Noes: Councilmember Carnacchi

Absent: None

Abstain:None

City Council Action: **Approved:**

- Join the JPA
- Make three payments – One payment of \$33,000 and two remaining equal payments
- If any financial impact of withdrawing, item is to return to the Council for further discussion

Minute Order Number: 2019-161

6. Discussion and Appointment of one Council Member to represent Sebastopol and one Council Member as an Alternate on the GSA Board resulting from Sebastopol joining the Santa Rosa Plain GSA Basin (Engineering Manager)

Mayor Hinton opened for public comment. There was none.

Council Deliberations:

The Council discussed the upcoming meeting dates.

Aug 8th

- Oct 10th
- December 12th

Mayor Hinton volunteered to be the representative.

Councilmember Carnacchi volunteered to be the representative.

Councilmember Glass volunteered to be the representative then redrew her request.

Mayor Hinton commented as follows:

- Happy to serve as the representative
- Suggested Councilmember Carnacchi as an alternate
- Stated she could push Sebastopol policy

Councilmember Carnacchi commented as follows:

- Stated the Mayor did not have the critical thinking for this item
- Stated the Mayor's mind was already made up to join

Mayor Hinton commented as follows:

- Not fair accusation
- Hard to have someone on Board – vote against us
- Tough position
- Representative not want to be there

Councilmember Gurney commented as follows:

- Mayor currently sits on two regional boards
- Suggesting sharing regional responsibility

Councilmember Carnacchi stated he will bring the hard questions to the table.

Mayor Hinton commented as follows:

- Would like to keep her name out there for the position
- Collaborative person
- Work collaboratively to get goals accomplished
- Councilmember Carnacchi voted not to belong

Councilmember Gurney discussed the following:

- Dissenting vote – CVS
- Council had to pick design
- Had to do work even if voted against the project

Councilmember Carnacchi moved and Councilmember Gurney seconded the motion to appoint Councilmember Carnacchi as the Council representative.

Michael moved and Sarah seconded the motion to Glass nominate Neysa – Neysa second

VOTE:

Ayes: Councilmembers Carnacchi, Gurney, Vice Mayor Slayter

Noes: Councilmember Glass and Mayor Hinton

Absent: None

Abstain:None

Councilmember Glass moved and Mayor Hinton seconded the motion to appoint Councilmember Mayor Hinton as the Council alternate.

VOTE:

Ayes: Councilmembers Carnacchi, Glass, Gurney, Vice Mayor Slayter and Mayor Hinton

Noes: None

Absent: None

Abstain:None

City Council Action: Approved councilmember Carnacchi as the representative and Mayor Hinton as the alternate to the GSA Board.

Minute Order Number: 2019-162

CITY COUNCIL REPORTS:

7. City Manager-Attorney/City Clerk Reports: There none.
8. City Council Reports/Committee/Sub-Committee Meeting Reports: (Reports by Mayor/City Councilmembers Regarding Various Agency Meetings/Committee Meetings/Sub-Committee Meeting /Conferences Attended and Possible Direction to its Representatives (If Needed) on Pending issues before such Boards): There were none.
9. Council Communications Received: There were none.
10. Future City Meeting Dates/Events (Informational Only): (See Agenda Below and City Web site for Up to Date Meeting Dates/Times)

PUBLIC COMMENT (Closed Session)

(Prior to adjournment into Closed Session, the public may speak up to 3 minutes on items to be addressed in Closed Session).

There was none.

CONVENE CLOSED SESSION: Mayor Hinton closed the public portion of the closed session at 9:13 pm

CALL TO ORDER: Mayor Hinton called the meeting to order at 9:14 pm.

ROLL CALL

Present: Mayor Hinton
Vice Mayor Slayter
Councilmember Carnacchi
Councilmember Glass
Councilmember Gurney

Absent: None

Staff: City Manager/City Attorney McLaughlin
Assistant City Manager/City Clerk Gourley

CLOSED SESSION AGENDA ITEM:

11. Public Employee: To Consider Amendment to Contract of Employee pursuant to GC § Section 54957(B)(1) as cited in the Brown Act (Employee: City Manager/City Attorney)
12. Public Employee: To Consider Amendment to Contract of Employee pursuant to GC § Section 54957(B)(1) as cited in the Brown Act (Employee: Assistant City Manager/City Clerk)

City Council Action: Approved Contract Amendments for City Manager/City Attorney and Assistant City Manager/City Clerk (VOTE: 5-0 Consensus). Final Contract to return to consent calendar on future council meeting agenda.

Minute Order Number: 2019-163

ADJOURNMENT OF CLOSED SESSION:

Mayor Hinton adjourned the closed session at 10:04 pm to the regular meeting.

ADJOURNMENT OF REGULAR MEETING: Mayor Hinton adjourned the regular meeting at 10:05 pm. The Next Regular City Council Meeting which will be held on Tuesday, July 2, 2019, 6:00 pm at the Sebastopol Youth Annex, 425 Morris Street, Sebastopol, CA.

Respectfully Submitted:

Mary C. Gourley, MMC, Assistant City Manager/City Clerk