

ITEM 5a

**REGULAR MEETING #710
CAPISTRANO BAY DISTRICT BOARD OF DIRECTORS
MINUTES
CLOSED SESSION 5:30 PM
REGULAR MEETING 6:00 PM
Tuesday, October 29, 2024
OPEN TO THE PUBLIC**

1. **CALL TO ORDER**
District Manager Russell called the regular meeting to order at 6:03 PM
2. **PLEDGE OF ALLEGIANCE**
District Manager Russell led attendees in the Pledge of Allegiance
3. **ROLL CALL**
Directors Present: McNulty, Misher, Lurner, Champlain and Seidensticker
Staff: Manager Russell, Karen Morris, Robert Stabenow
Absent: None
Agents: None
Contractors/Consultants: Ryan Phillips, Compass Property Mgmt.
Guest Attendees: None
4. **PUBLIC COMMENTS/CLOSED SESSION REPORT OF ACTION TAKEN**
There were no public comments
There was no action taken during the closed session discussion with counsel, Stan Lamport, related to the lawsuit between Casa Mira HOA and the California Coastal Commission.
5. **APPROVAL OF MINUTES**
 - a. **Meeting #709 of September 24, 2024**
Motion was made by Director Lurner, seconded by Director Champlain and approved 5-0 to accept the minutes of meeting #709 of September 24, 2024.
6. **SANDAG – REGIONAL BEACH SAND REPLENISHMENT (RBSP III)**
The next quarterly meeting of the Special Projects Working Group (SPWG) is set for December 5th – until then, nothing further to report.
7. **SHORELINE ADVISORY COMMITTEE**
 - a. **Miller/Ong CDP applications to the City**
The first round of corrections for the CDP application was planned for submittal on October 8th but due to some uncertainty related to the Casa Mira case plus some last minute revisions to the footing support for the proposed gravity block seawall, the date for submittal back to the City has been pushed to Thursday/Friday of November 7th or 8th.
 - b. **Casa Mira HOA vs CCC/Amici Curiae Briefs in support of Casa Mira**
This was discussed during closed session

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c. Possible Extension to Scope of MHTL Survey Program

Manager Russell explained that the Committee is exploring the possibility of including a more comprehensive beach profile survey that would track the sandy bottom in the near shore zone out to a depth of about 35 ft. Our current surveys stop at knee-deep water. Currently soliciting bids.

8. SECURITY REPORT

a. Security Monthly Report for September 2024

The monthly report was received and filed.

9. FINANCE

a. Monthly Financial Report Sep2024

The financial report was received and filed

10. OLD BUSINESS

a. Pines Park Storm Drain Flooding

The rough concept for a simple and inexpensive modification to this storm drain for reducing the flooding potential is still in the hands of ‘executive management’ at OC Parks. Still waiting on a response.

11. NEW BUSINESS

a. Proposed Trash Enclosure at 35215 Beach Road/Walter Rasic Owner

Director Lurner pointed out that the proposed door into the covered portion of the structure will take up landscaping space and due to the 30% landscape requirement, the door must be relocated for the design to meet the 30% requirement. Since this is the only change, there was consensus to approve the design via email vote after the revision has been submitted to the Manager in the coming days.

12. QUALITY OF LIFE - CBRA DISCUSSION ITEMS – SHORT TERM RENTALS

Nothing to report

13. WRITTEN COMMUNICATIONS

There were no written communications

14. BOARD AND STAFF COMMENTS

Manager Russell recommended that the November Board meeting, which would normally be during the week of Thanksgiving, get postponed to Tuesday, December 10th, pending confirmation by all Directors after checking their calendars. A reminder email will be sent to the Board to confirm the date.

ADJOURNMENT: Manager Russell adjourned the meeting at 6:32 PM.

NEXT COMMITTEE MEETING : Tuesday, November 13th at 10:00 AM via Zoom

NEXT BOARD MEETING: Tentative for Tuesday, December 10th, 2024 at 6:00 PM.

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ATTEST:

State of California)
County of Orange)
Capistrano Bay District)

I, **Donal S. Russell**, Manager of the Capistrano Bay Community Services District, hereby certify that this is a *DRAFT* copy of the Minutes of Meeting #710, held on October 29th, 2024.

Donal S. Russell

DONAL S. RUSSELL, Manager
Capistrano Bay Community Services District

October 31, 2024

DATE

