



LAKE SHASTINA COMMUNITY SERVICES DISTRICT

Regular Meeting
 Wednesday, September 21, 2016 – 1:00 p.m.
 Administration Building
 16320 Everhart Drive • Weed, California 96094 • (530) 938-3281

MINUTES

CALL TO ORDER AND ROLL CALL: 1:00 p.m.

LSCSD Board Roll Call: French ✓ Hoke absent Layne ✓ Mitchell ✓ Thomsson ✓

Also present: GM Drexel, SAC Nelle, AA Charvez, PO Beck, FC Pappas and District Counsel Winston. There were approximately 27 people in the audience.

PLEDGE OF ALLEGIANCE: Dir. French led the Pledge of Allegiance.

PUBLIC COMMENTS: Four (4) speakers.

CONSENT CALENDAR: (All items accepted/approved by the Board unless otherwise noted.)

1. A. Approval of Minutes: Regular Meeting August 17, 2016
- B. Ratification of Disbursements: August 1 through August 31, 2016
- C. Budget Comparison FY 2016/2017 YTD
- D. Approval of transfer of funds from LAIF Account to CSD Operating Account

Motion by Dir. Layne second by Dir. French to approve Consent Calendar.

Ayes: Directors French, Layne, Mitchell and Thomsson

Noes: None

Absent: Director Hoke

DISCUSSION / ACTION ITEMS:

2. Fire Department Monthly Report: FC Pappas updated the Board.
3. Police Department Monthly Report: PO Beck updated the Board
4. Employment agreement with Mike Wilson for Police Chief: GM Drexel reported that he and Mike Wilson are still in negotiations regarding the position of full-time Police Chief. The Board discussed.

Motion by Dir. Thomsson second by Dir. Mitchell to commit to an offer in the amount of \$75,000 annually for Mike Wilson to be the full-time Police Chief (to include patrol officer duties).

Ayes: Directors French, Layne, Mitchell and Thomsson

Noes: None

Absent: Director Hoke

5. Review and consideration to repeal Burn Site Ordinance 1-00: GM Drexel updated the Board. The Board discussed and directed staff to re-open the Burn Site for the remaining 4 scheduled 2016 dates. The Board directed staff to work with the Greater Lake Shastina Fire Safe Council and the Lake Shastina associations on an extensive review of options for green waste disposal, prior to consideration of repealing the Burn Site Ordinance.
6. Status of B-114 Lift Station Retrofit: GM Drexel updated the Board. The Board discussed.
7. Well #4 Retrofit: GM Drexel updated the Board. The Board discussed.
8. Proposed business relationship between LSPOA and LSCSD: GM Drexel reported that, since his written report, the LSPOA Board has requested that the CSD staff continue handling LSPOA's accounting functions for billing, payables and financial reporting, with CSD billing the LSPOA actual staff hours worked. The Board discussed and directed GM to work with LSPOA to implement a yard rental agreement by November 1, 2016.
9. CEQA Documentation for New Wells: GM Drexel reported that an engineering firm was hired, prior to him becoming the GM, to do CEQA documentation for the proposed Well 10 and Well 5 sites; this documentation has been completed. If needed, it will be submitted as part of the grant to the Water Board. Supervisor Kobseff has stated that County staff does not think CEQA documents are required for municipal wells; GM Drexel is checking with the State on this item. At the October 2015 Board meeting an agreement with the owners of Unit 4 Lot 96 was approved; agreement states that if a test well produces good results, the District would purchase the property for \$15,000. No action on this proposed new well site has taken place since the October 2015 meeting (no test well or transfer of property); GM Drexel is researching this project.

10. Director Hoke Residency: GM Drexel reported that it was brought to his attention that Dir. Hoke's residency may be in question. Dir. Hoke informed GM Drexel that she has temporarily moved out of her Lake Shastina home so that interior repairs/painting can be done and that she is still the legal renter of the Lake Shastina home, still receives mail there and is still a registered voter within the Lake Shastina CSD. The County Clerk's office has confirmed that these specifics meet the requirements for residency within the District.
11. Public Records Act Requests (PRAR) for information from Moller attorney: GM Drexel reported that the attorney representing the Moller lawsuit has submitted two PRARs. The first was for documents going back to 2003; staff collected the documents and attorney Deckard reviewed for confidentiality. The second was for all emails from all Board members, staff and anyone affiliated with the District going back to 2014; staff is in the process of separating emails, based on non-confidential and what is believed to be confidential, attorney Deckard will review the confidential emails for attorney/client confidentiality. To date, legal fees regarding the DECO lawsuit are at \$79,000, the Moller lawsuit legal fees are at \$45,000 and the first PRAR legal fees are at \$13,000 not including any staff time.

STAFF COMMENTS: GM Drexel reported the District received a letter from SDRMA acknowledging and crediting the District for the dedicated effort of the governing body, management and staff toward proactive management and loss prevention training resulting in no paid property liability claims 2015/2016. Dir. Layne asked staff to forward her a loss report from SDRMA. SAC Nelle reported that staff is preparing for the upcoming audit.

BOARD MEMBER COMMENTS: None

PUBLIC COMMENTS ON CLOSED SESSION: None

ADJOURN TO CLOSED SESSION: With no objections by the Board, Pres. Thomsson adjourned to Closed Session at 2:35 p.m.

CLOSED SESSION: 2:38 p.m.

Also present: GM Drexel and District Counsel Winston

- A. CONFERENCE WITH LEGAL COUNSEL- PENDING LITIGATION Review of Arbitration proceedings with LSPOA regarding recovery of a portion of termination compensation paid to John McCarthy by District pursuant to paragraph (4) of subdivision (d) of Section 59456.9.
- B. CONFERENCE WITH LABOR NEGOTIATOR – Pursuant to Government Code Section 54957.6 Agency Negotiator: Karl Drexel, General Manager Employee Organization: Teamsters Local 137
- C. CONFERENCE WITH LEGAL COUNSEL- PENDING LITIGATION Existing Litigation (Gov. Code § 54956.9) Moller v. LSCSD et. al.

With no objections by the Board, Pres. Thomsson adjourned Closed Session at 3:11 p.m.

REPORT ON CLOSED SESSION: 3:11 p.m.

Also present: GM Drexel and District Counsel Winston. There were no people in the audience.

Item A: Pres. Thomsson reported the Board conferred with Counsel Winston.

Item B:

Motion by Dir. Layne second by Dir. French to contract with a labor negotiator for future Union negotiations, NTE \$5,000.

Ayes: Directors French, Layne, Mitchell and Thomsson

Noes: None

Absent: Director Hoke

Item C: Nothing to report.

ADJOURNMENT:

With no objections by the Board, Pres. Thomsson adjourned the meeting at 3:13 p.m. to the next LSCSD Regular Board Meeting on Wednesday, October 19, 2016, 1:00 p.m. at the Administration Building.

Approval Date: _____

Barbara Thomsson, President

ATTEST:

Karl Drexel, Secretary