

RESOLUTION NO. 12-82

A RESOLUTION FIXING THE TIME AND PLACE FOR THE REGULAR MEETINGS OF THE BOARD OF DIRECTORS OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT, AND PROVIDING THE MANNER IN WHICH SPECIAL MEETINGS OF SUCH BOARD MAY BE CALLED, DESIGNATING AN OFFICIAL MAILING ADDRESS, AND ESTABLISHING THE ORDER OF BUSINESS AND RULES FOR ITS PROCEEDINGS.

RESOLVED, by the Board of Directors of the Lake Shastina Community Services District, Siskiyou County, California, as follows:

1. REGULAR MEETINGS: The regular meetings of the Board of Directors of the Lake Shastina Community Services District shall hereafter be held on the second Tuesday of each and every calendar month at the hour of 7:00 p.m.
2. SPECIAL MEETINGS: Special meetings of the Board of Directors may be called at any time by the presiding officer of said Board, or by a majority of the members thereof, by written notice delivered personally or by mail to each member, and to each local newspaper of general circulation, radio or television station requesting same in writing. Such notice must be delivered personally or by mail no less than twenty-four (24) hours before the time fixed for the proposed meeting as specified in the notice. Such written notice may be dispensed with as to any member who at or prior to the time the meeting convenes files with the clerk or secretary of the legislative body a written waiver of notice. Such waiver may be given by telegram. Such written notice may also be dispensed with as to any member who is actually present at the meeting at the time it convenes. Such notice shall specify the time and place of the special meeting and the business to be transacted and no other business shall be considered at such meeting.
3. MEETING PLACE: All meetings of the Board of Directors shall be held at the office of the District, unless they shall adjourn to or fix another place of meeting in a notice to be given thereof, or unless prevented by flood, fire or other disaster. Said office is hereby fixed and established at 15440 "C" Juniper Peak Road, Weed, California, in said District.
4. HOLIDAYS: In the event that any day fixed for a regular meeting of the Board shall fall on a holiday, then the meeting appointed for such days shall be held the following week on the same day and at the same hour specified for the meeting to be held.

5. ORDER OF BUSINESS: The order of business at the regular meetings of said Board shall be as follows:

- (a) Roll Call
- (b) Approval of Agenda
- (c) Approval of Minutes
- (d) Public Hearings
- (e) Approval of Consent Agenda Items
- (f) Written Communications
- (g) Reading of Petitions
- (h) Unfinished Business
- (i) New Business
- (j) Oral Communications
- (k) Adjournment

6. RULES OF PROCEEDINGS:

(a) Public Meetings: All legislative sessions of the Board whether regular or special, shall be open to the public.

(b) Quorum: A majority of the members of the Board shall constitute a quorum for the transaction of business.

(c) Adjournment: The Board of Directors may adjourn any regular, adjourned regular, special or adjourned special meeting to a time and place specified in the order of adjournment. Less than a quorum may so adjourn from time to time. If all members are absent from any regular or adjourned regular meeting the Secretary of the District may declare the meeting adjourned to a stated time and place and shall cause a written notice of the adjournment to be given in the same manner as provided in Section 2 of this Resolution for special meetings, unless such notice is waived as provided for special meetings. A copy of the order of notice of adjournment shall be conspicuously posted on or near the door of the place where the regular, adjourned regular, special or adjourned special meeting was held within 24 hours after the time of adjournment. When a regular or adjourned regular meeting is adjourned as provided in this section, the resulting adjourned regular meeting is a regular meeting for all purposes. When an order of adjournment of any meeting fails to state the hour at which the adjourned meeting is to be held, it shall be held at the hour specified for regular meetings by this Resolution.

(d) Continuance: Any hearing being held, or noticed or ordered to be held, by the Board of Directors at any meeting may by order or notice of continuance be continued or recontinued to any subsequent meeting of said Board in the same manner and to the same extent set forth in subsection 6(c) of this Resolution for the adjournment of meetings; provided, that if the hearing is continued to a time less than 24 hours after the time specified in the order or notice of hearing, a copy of the order or notice of continuance of hearing shall be posted immediately following the meeting at which the order or declaration of continuance was adopted or made.

(e) Mailed Notice of Meetings - Written Request: The Board of Directors shall give mailed notice of every regular meeting, and any special meeting which is called at least one week prior to the date set for the meeting, to any owner of property located within the District who has filed a written request for such notice with said Board. Any mailed notice required pursuant to this subsection shall be mailed at least one week prior to the date set for the meeting to which it applies except that the said Board may give such notice as it deems practical of special meetings called less than seven days prior to the date set for the meeting. Any request for notice filed pursuant to this subsection shall be valid for one year from the date on which it is filed unless a renewal request is filed. Renewal requests for notice shall be filed within 90 days after January 1 of each year. Any request for notice, or renewal request, filed pursuant to this subsection shall contain a description of the property owned by the person filing the request. Such description may be in general terms but shall be sufficient enough to readily identify such property. The Board of Directors may establish by resolution a reasonable annual charge for sending such notice based on the estimated cost of providing such a service.

(f) Method of Action: The Board shall act only by Ordinance, Resolution or Motion, which, to become effective, must be adopted by the affirmative votes of at least a majority of its total number of members, in a public meeting. Abstentions shall not be given weight for any purpose.

(g) Closed Sessions: The Board of Directors may hold closed sessions pursuant to the provisions of Section 54957 of the Government Code of the State of California, as now or hereafter amended.

(h) Recording Vote: Except where action shall be taken by a unanimous vote of all members present and voting, the ayes and noes shall be taken on all actions had and entered upon the Minutes of the Board by roll call.

(i) Ordinances: The enacting clause of all ordinances passed by the Board shall be in these words: "Be it ordained by the Board of Directors of the Lake Shastina Community Services District, Siskiyou County, California, as follows: . " All ordinances of the Board shall be signed by the President of the Board of Directors and attested by the Secretary.

(j) Contracts: All contracts on behalf of the District shall be signed by the President and countersigned by the Secretary after having been authorized to do so by action of the Board.

7. MAILING ADDRESS: The official mailing address of said District is hereby established as 15440 "C" Juniper Peak Road, Weed, CA 96094

8. CANCELLATION: All Resolutions or parts of Resolutions inconsistent herewith are hereby cancelled.

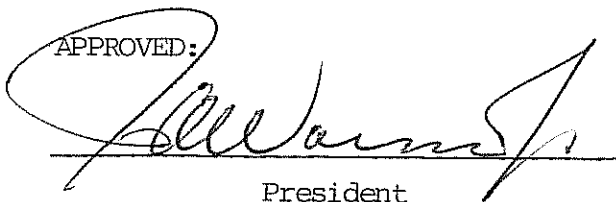
I hereby certify that the foregoing is a full, true and correct copy of a resolution duly passed and adopted by the Board of Directors of the Lake Shastina Community Services District, Siskiyou County, California, at a meeting thereof duly held on the 14th day of September, 1982, by the following vote:

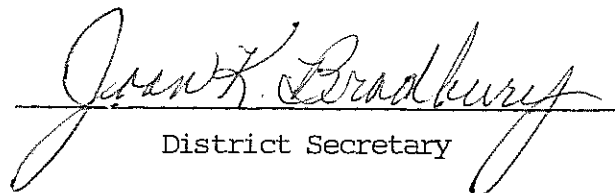
AYES, and in favor thereof, Directors Barbier, Dutro, Sayer, Shelton and Worsnop.

NOES: None

ABSENT: None

APPROVED:


President


District Secretary

IV. PUBLIC HEARINGS - None

V. APPROVAL OF CONSENT AGENDA ITEMS:

Director Barbier asked that claims and accounts payable be removed from the consent agenda item. Director Sayer asked that the financial report be removed from the consent agenda item. With these two deletions, upon motion made by Director Dutro and seconded by Director Shelton, the consent agenda items remaining were approved unanimously.

VI. WRITTEN COMMUNICATIONS - None

VII. READING OF PETITIONS - None

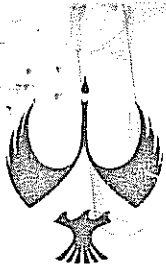
VIII. UNFINISHED BUSINESS:

1. Cash Payment for Police Department Comp Time.

Director Barbier stated that it had been his understanding it was the intent of the Board that the police officers in question were going to be paid \$1,500. The Board should have recognized at the time the \$3,000 transfer from the general fund was approved that there would be payroll deductions out of that. After further discussion, it was moved by Director Barbier that a gross sum of \$1,250 be paid to each officer at a cost to the general fund of \$3,000. The motion was seconded by Director Dutro and upon vote carried unanimously. Director Dutro moved that the officers (Chief Bailey and Sergeant Evans) must sign the agreement to be prepared by Counsel prior to being given their checks. The motion was seconded by Director Barbier and upon vote was carried unanimously. President Worsnop requested that this matter be taken care of before the closed session to be held on Wednesday, September 22nd, and that the agreement to be signed indicate both the gross and net pay.

2. Proposed Resolution 12-82 re CSD Meeting Format, etc.

Under f(6) of the above referenced proposed resolution, pertaining to abstentions, Counsel explained there is no government code which makes reference to abstentions; it goes to case law. Case law has held that one member cannot thwart the Board by abstaining. An abstention goes with the majority. After further discussion, Counsel suggested substituting the wording "an abstention shall not be given weight for any purpose." Director Shelton moved the Board approve Counsel's wording of section f(6) seconded by Director Sayer. Upon vote the motion carried unanimously. Director Dutro moved the Board approve Resolution 12-82 as amended, seconded by Director Sayer. Upon vote the motion carried unanimously.



Lake Shastina Community Services District

CERTIFICATE OF POSTING

RESOLUTION NO. 12-82

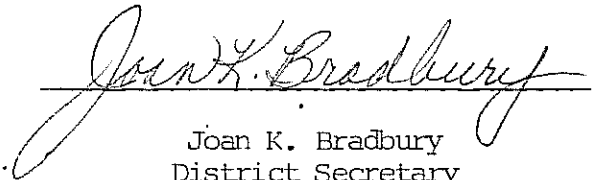
JOAN K. BRADBURY, under penalty of perjury, certifies as follows:

That she is, and during all times herein mentioned was, the duly appointed and qualified Secretary of the Lake Shastina Community Services District, Siskiyou County, California;

That on the 27th day of September, 1982, she caused to be posted a full, true and correct copy of Resolution No. 12-82, A Resolution FIXING THE TIME AND PLACE FOR THE REGULAR MEETINGS OF THE BOARD OF DIRECTORS OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT, AND PROVIDING THE MANNER IN WHICH SPECIAL MEETINGS OF SUCH BOARD MAY BE CALLED, DESIGNATING AN OFFICIAL MAILING ADDRESS, AND ESTABLISHING THE ORDER OF BUSINESS AND RULES FOR ITS PROCEDURE.

in the official office of the District, 15440 "C" Juniper Peak Road, Weed, California located in the Lake Shastina Mutual Water Company construction yard.

Executed this 27th day of September, 1982.


Joan K. Bradbury
District Secretary