

**BOARD OF DIRECTOR'S MEETING  
ESPARTO COMMUNITY SERVICES DISTRICT  
ESPARTO, CA**

**REGULAR MEETING  
July 8, 2009  
MINUTES**

**1. CALL TO ORDER** Chairman Laurel Kieny called the meeting at 7:19 p.m.

**2. ROLL CALL**

**MEMBERS PRESENT** Laurel Kieny, Joseph Moreland, George Daniel and Terrie Bueno

**MEMBERS ABSENT** Barry Pomeroy

**STAFF PRESENT** Ron Loudon (General Manager), and Anna McNamara (Administrative Assistant)

**OTHERS PRESENT** Dave Dauwalder (USDA Engineer – Nolte Engineering), Mike Goodin, Colleen Fescenmeyer, and Melissa Jordan

**3. APPROVAL OF AGENDA**

Discussion ensued.

Director Joseph Moreland made a motion to approve the agenda as written, and was seconded by Director Terrie Bueno.

Discussion ensued.

Ayes: 3    Noes: 0    Absent: 1

**4. PUBLIC COMMENT**

Public made comment.

**5. APPOINTMENT TO FILL VACANT SEAT ON THE BOARD OF DIRECTORS**

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**OF THE ESPARTO COMMUNITY SERVICES DISTRICT  
Candidates for the Board seat spoke.**

**Public comment was made.**

**Mike Goodin requested a letter (a copy of the resignation letter from George Daniel) be passed out to the Board.**

**Discussion ensued.**

**The Board was given time to read the letter.**

**Chairman Laurel Kieny made a motion to appoint George Daniel and was seconded by Director Terrie Bueno.**

**Discussion ensued.**

**Ayes: 3      Noes: 0      Absent: 1**

**It was the Consensus of the Board to swear in George Daniel.**

**The Clerk to the Board swore in George Daniel, and Director George Daniel took his seat on the Board of Directors for the Esparto community Services District.**

**CONSENT CALENDAR**

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- 6.    a)    APPROVAL OF MINUTES  
         Workshop – June 9, 2009  
         Regular Meeting – June 10, 2009**
  
- b)    APPROVAL OF CLAIMS  
         Fund 466-0 – Regular Monthly  
         Fund 466-0 – Intermittent Monthly  
         Fund 471-0 – USDA Water Project**

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**Chairman Laurel Kieny made a motion to approve the Consent Calendar, other than to strike off Fund 466-0 the account 86-2390 in the amount of \$75.00, to Lavela Kieny, and off Fund 471 – Kimzey Welding claim, and was seconded by Director Terrie Bueno.**

**No discussion.**

**Ayes: 4      Noes: 0      Absent: 1**

**7. REVIEW OF WATER AND WASTEWATER PROJECTS**

**USDA Project Engineer, Dave Dauwalder gave his review.**

**8. REQUESTS BY DAVE DAUWALDER OF NOLTE ENGINEERING TO REVIEW AND POSSIBLY APPROVE:**

- a) **Consideration and possible approval of Cost to Complete Addendum for \$15, 000.00.  
Discussion ensued.**

**Chairman Laurel Kieny made a motion to table item 8a, and was seconded by Director Terrie Bueno.**

**Discussion ensued.**

**Ayes: 3      Noes: 1 (George Daniel)      Absent: 1**

- b) **Request for payment toward the current invoice No. 9100224 Wastewater Project – dated: July 1, 2009 in the amount of \$5,002.25.**
- c) **Consideration and possible approval of Cost to Complete Addendum for \$5,000.00.**
- d) **Request for payment toward the current invoice No. 9100223, Water Project – dated: July 1, 2009 in the amount of \$972.96.  
Discussion ensued.**

**Chairman Laurel Kieny made a motion to table item 8b, 8c, and 8d, and was seconded by Director Terrie Bueno.**

**No discussion.**

**Ayes: 4      Noes: 0      Absent: 1**

- e) **Request for payment toward the invoice dated May 29, 2009, No. 9090104, Wastewater Project – in the amount of 14,469.30.  
Discussion ensued.**

**Director George Daniel made a motion to table item 8e, and was seconded by Director Terrie Bueno.**

Discussion ensued.  
Ayes: 4    Noes: 0    Absent: 1

- f) **REQUEST FOR PAYMENT TOWARD PPE 13A – (PRIOR TO USDA APPROVING WORK)**  
Discussion ensued.

Director George Daniel made a motion to table item 8f, and was seconded by Director Terrie Bueno.

Discussion ensued.  
Director George Daniel called to question.  
Ayes: 4    Noes: 0    Absent: 1  
Discussion ensued.

Chairman Laurel Kieny made a motion to call a recess and was seconded by Director Terrie Bueno.

Discussion ensued.  
Ayes: 4    Noes: 0    Abstain: 1 (Joseph Moreland)    Absent: 0

**Note: Chairman Laurel Kieny called a recess from 9:04-9:11 p.m.**

- 9. **APPROVAL OF PARTIAL PAYMENT ESTIMATE (PPE) NO. 10 – ARGANAUT – USDA WASTEWATER PROJECT – To then sign claims sheet**  
Discussion ensued.

Chairman Laurel Kieny made a motion to approve payment of PPE No. 10 – Argonaut Constructors – USDA Wastewater Project – to then sign claim sheet in the amount of \$10,633.96, and was seconded by Director George Daniel.

Discussion ensued.  
Ayes: 5    Noes: 0    Absent: 0

- 10. **APPROVAL OF RESOLUTION 2009-3 – A RESOLUTION TO AUTHORIZE THE ESPARTO COMMUNITY SERVICES DISTRICT TO PARTICIPATE IN THE APPLICATION AND GRANT FOR AN UPDATE OF OUR FACILITIES PLAN**

**BEING SUBMITTED TO USDC=EDA BY THE YOLO COUNTY ECONOMIC DEVELOPMENT MANAGER**

**Discussion ensued.**

**Chairman Laurel Kiemy read the Resolution 2009-3:**

**Director Joseph Moreland made a motion to approve Resolution 2009-3 – A RESOLUTION TO AUTHORIZE THE ESPARTO COMMUNITY SERVICES DISTRICT TO PARTICIPATE IN THE APPLICATION AND GRANT FOR AN UPDATE OF OUR FACILITIES PLAN BEING SUBMITTED TO USDC-EDA BY THE YOLO COUNTY ECONOMIC DEVELOPMENT MANAGER, and was seconded by Director Terrie Bueno.**

**No discussion.**

**Ayes: 4    Noes: 0    Absent: 1**

**11. ADOPTION OF BUDGET FOR FISCAL YEAR 2009/2010**

**Discussion ensued.**

**Director George Daniel made a motion to approve the Fiscal Year Draft Budget 2009/2010 as written to be a final Budget, and was seconded by Terrie Bueno.**

**Discussion ensued.**

**Ayes: 4    Noes: 0    Absent: 1**

**12. APPROVAL OF DRAFT POLICY – POLICY NUMBER 3036 – ACCOUNT PAYMENTS, SHUT OFF PROCEDURES AND FEES**

**Discussion ensued.**

**Chairman Laurel Kiemy made a motion the Board accepts the new Policy No. 3036 – Account Payments, Shut off Procedures and Fees.**

**Motion dies due to a lack of a second.**

**Chairman Laurel Kiemy made a motion the Board accepts the new Policy No. 3036 – Account Payments, Shut off Procedures and Fees, and was seconded Joseph Moreland.**

**Discussion ensued.**

**Ayes: 4    Noes: 0    Absent: 1**

13. **FINAL APPROVAL OF CONTRACT AGREEMENT WITH STURGES, PEHLING & ASSOCIATES FOR FISCAL SERVICES TO PERFORM THE AUDIT FOR FISCAL YEAR 2008/2009 – TO THEN SIGN CLAIM IN THE AMOUNT OF \$3,750.00 FOR DEPOSIT ON THE TOTAL FEE NOT TO EXCEED \$7,500.00**  
Discussion ensued.

Director Terrie Bueno made a motion to approve the production of the Audit through Sturges, Pehling & Associates for the Fiscal Year 2008/2009, and was seconded by Director Joseph Moreland.

Discussion ensued.

Ayes: 4 Noes: 0 Absent: 1

14. **AUTORIZATION REQUESTED FOR THE GENERAL MANAGER TO SIGN CERTIFICATE OF ACCEPTANCE OF RELOCATED EASEMENT – GOVERNMENT CODE, SECTION 27281**  
Discussion ensued.

Chairman Laurel Kienny made a motion to approve the Certificate of Acceptance of Relocated Easement, government code 27281, and the Quit-Claim, Vacating and Abandonment of First Easement, and was seconded by Director Terrie Bueno.

Discussion ensued.

Chairman Laurel Kienny withdrew his motion, due to a lack of time.


Chairman Laurel Kienny called a Special Meeting to be held on Wednesday, July 15, 2009, at 7:00 p.m. to finish the agenda items which were not able to be addressed at this meeting.


13. **ADJOURNMENT**

It was the consensus of the Board to close the meeting at 10:09 p.m.

Laurel Kienny-Chairman of the Board

Anna McNamara-Clerk to the Board

  
Date: 8-12-09

  
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