

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

SPECIAL MEETING
FEBRUARY 5, 2008

MINUTES

1. CALL TO ORDER The meeting was called to order at 7:15 p.m. by Chairman Laurel Kieny
2. ROLL CALL

MEMBERS PRESENT Laurel Kieny, Joseph Moreland, Matthew Milliron

MEMBERS ABSENT Mike Goodin

STAFF PRESENT Ron Loudon, Anna McNamara, Dave Dauwalder of Nolte Engineering, Jeff Mitchell & Constantine Baranoff of Kronick Moskovitz Tiedemann and Girard, and Paulette Waugh of USDA

OTHERS PRESENT Public Members

3. APPROVAL OF AGENDA
Director Joseph Moreland made a motion to approve the agenda as written and was seconded by Chairman Laurel Kieny.

No discussion.

Ayes: 3 Noes: 0 Absent: 1

4. PUBLIC COMMENT
No Public comment.

5. APPROVAL OF MINUTES
Chairman Laurel Kieny made a motion to approve the minutes of January 9, 2008 and was seconded by Director Joseph Moreland.

No discussion.

Ayes: 3 Noes: 0 Absent: 1

6. APPROVAL OF RESOLUTION 08-04 – RESOLUTION ESTABLISHING A MANDATORY WATER CONNECTION REQUIREMENT
Discussion ensued.

Chairman Laurel made a motion to approve Resolution 08-04, and was seconded by Director Joseph Moreland.

No discussion.

Ayes: 3 Noes: 0 Absent: 1

7. APPROVAL OF RESOLUTION 08-05 – A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ESPARTO COMMUNITY SERVICES DISTRICT AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND / OR EXTENDING ITS COMMUNITY DOMESTIC WATER SYSTEM FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

Discussion ensued.

Chairman Laurel Kieny made a motion to approve Resolution 08-05 and was seconded by Director Joseph Moreland.

Discussion ensued.

Ayes: 2 Noes: 1 (Matthew Milliron) Absent: 1

Motion died due to lack of a majority vote.

8. APPROVAL OF RESOLUTION 08-06 – A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ESPARTO COMMUNITY SERVICES DISTRICT AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND / OR EXTENDING ITS COMMUNITY DOMESTIC WASTEWATER SYSTEM FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

Discussion ensued.

Chairman Laurel Kieny made a motion to approve Resolution 08-06, and was seconded by Director Joseph Moreland.

Discussion ensued.

Ayes: 2 Noes: 1 (Matthew Milliron) Absent: 1

Motion died due to lack of a majority vote.

Director Joseph made a motion to move items 7 & 8 to the February 27, 2008, Special Meeting and was seconded by Chairman Laurel Kieny.

No discussion.

Ayes: 3 Noes: 0 Absent: 1

- 9. REQUEST BY CALPERS TO APPROVE RESOLUTION 08-07 (CALPERS WANTED RESOLUTION 08-07 TO UPDATE THEIR FILES AS THEIR FORMS HAVE CHANGED, SOMETHING THAT WILL NEED TO BE UPDATED ANNUALLY FROM NOW ON) – RESOLUTION FIXING THE EMPLOYER’S CONTRIBUTION UNDER THE PUBLIC EMPLOYEES’ MEDICAL AND HOSPITAL CARE ACT
Discussion ensued.

Chairman Laurel Kieny made a motion to approve Resolution 08-07 and was seconded by Director Joseph Moreland.

Discussion ensued.

Ayes: 3 Noes: 0 Absent: 1

- 10. REQUEST BY CALPERS TO APPROVE RESOLUTION 08-08 (CALPERS WANTED RESOLUTION 08-08 TO UPDATE THEIR FILES AS THEIR FORMS HAVE CHANGED, SOMETHING THAT WILL NEED TO BE UPDATED ANNUALLY FROM NOW ON) – RESOLUTION FIXING THE EMPLOYER’S CONTRIBUTION UNDER THE PUBLIC EMPLOYEES’ MEDICAL AND HOSPITAL CARE ACT

Director Joseph made a motion to approve Resolution 08-08 and was seconded by Chairman Laurel Kieny.

No discussion.

Ayes: 3 Noes: 0 Absent: 1

Discussion ensued.

It was the consensus of the Board to set aside items 12 & 13 to the February 27, 2008.

Chairman Laurel Kieny convened into Closed Session at 7:44 p.m.

- 11. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Initiation of litigation pursuant to subdivision (c) of §54956.9: Jaeger Construction water dispute.

Chairman Laurel Kieny reconvened into Open Session at 8:23 p.m.

Report of Closed Session: Chairman Laurel Kieny stated; there was no reportable action taken.

14. MANAGER’S REPORT

The Manager reported on:

- a) Documents required by Bond Counsel for the USDA loan.

15. DISTRICT INFORMATION AND CORRESPONDENCE

- a) Compliance Review – Wastewater System Improvements Project
- b) Compliance Review – Water System Improvements Project.
- c) Right-of-Way Certificate.
- d) USDA Forms for Electronic Fund Transfers and Automatic Payments to USDA on Payments.
- e) Attendance by Paulette Waugh from USDA; answered questions regarding the Loan Resolutions.

Discussion ensued.

16. ADJOURNMENT

Director Joseph Moreland made a motion to adjourn the meeting at 8:40 p.m. and was seconded by Chairman Laurel Kieny.

No discussion.

Ayes: 3 Noes: 0 Absent: 1

Laurel Kieny-Chairman of the Board

Anna McNamara-Clerk to the Board
