



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

**SPECIAL MEETING  
JULY 15, 2009  
MINUTES**

1. **CALL TO ORDER** The meeting was called to order by Chairman Laurel Kieny at 7:10 p.m.

2. **ROLL CALL**

**MEMBERS PRESENT** Laurel Kieny, Barry Pomeroy, and Terrie Bueno

**MEMBERS ABSENT** George Daniel, and Joseph Moreland

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

**OTHERS PRESENT** Mark Armstrong (Representative for Emerald Homes),  
and Public members

3. **APPROVAL OF AGENDA**

Director Barry Pomeroy made a motion to approve the agenda as written  
and was seconded by Director Terrie Bueno.

**No discussion.**

**Ayes: 3      Noes: 0      Absent: 2**

4. **PUBLIC COMMENT**

**Comment was made by public.**

5. **AUTHORIZATION REQUESTED FOR THE GENERAL MANAGER TO SIGN CERTIFICATE OF ACCEPTANCE OF RELOCATED EASEMENT – GOV. CODE SECTION 27281**

**Discussion ensued.**

**Mark Armstrong of Emerald Homes spoke to the easement.**

**Director Terrie Bueno made a motion to accept the Certificate Acceptance of Relocated Easement Government Code, Section 27281, also noting that the District Engineer and the District Attorney have a chance to review the Easement, prior to the Chairman of the Board signing, and was seconded by Director Barry Pomeroy.**

**Discussion ensued.**

**Ayes: 3      Noes: 0      Absent: 2**

6. **APPROVAL OF OFFICIAL ELECTION RESOLUTION BALLOT 2009 - 4 – A RESOLUTION OF THE GOVERNING BODY OF THE ESPARTO COMMUNITY SERVICES DISTRICT FOR THE ELECTION OF DIRECTORS TO THE SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY BOARD OF DIRECTORS**

**Discussion ensued.**

**Chairman Laurel Kieny made a motion to table item 6 until the August Regular Meeting, and was seconded by Director Terrie Bueno.**

**No discussion.**

**Ayes: 3      Noes: 0      Absent: 2**

7. **GENERAL MANAGER REQUESTS BOARD TO CONSIDER ATTORNEY FIRM RECOMMENDED BY ELMENDORF (KAISER & CHEW, LLP)**

**Discussion ensued.**

**Director Terrie Bueno made a motion to approve law firm, Kaiser & Chew LLP to be the District's representatives until the District deems otherwise, and was seconded by Director Barry.**

**Discussion ensued.**

**Ayes: 3      Noes: 0      Absent: 2**

8. **REQUEST TO GIVE THE GENERAL MANAGER AUTHORIZATION TO NEGOTIATE WITH INTRA-PACIFIC COMMERCIAL, INC. REGARDING EASEMENT OR PURCHASE OF EASEMENT ON THE PROPERTY JUST SOUTH OF THE DISTRICT OFFICE**

Discussion ensued.

Chairman Laurel Kieny made a motion the Board appoint the General Manager / Superintendent, Ron Loudon, as the negotiator for the District in regards to Intra-Pacific Commercial Inc., regarding easement and purchase regarding the property just South of the District Office, and was seconded by Director Barry Pomeroy.

No discussion.

Ayes: 3 Noes: 0 Absent: 2

It was the consensus of the Board to move item 10, before item 9.

10. **APPROVAL OF SDRMA PROPERTY AND LIABILITY PROGRAM RENEWAL FOR FISCAL YEAR 2009-2010**

Discussion ensued.

Director Terrie Bueno made a motion to accept the SDRMA Property and Liability Program Renewal for Fiscal Year 2009/2010, for the in the amount of \$15,473.96, and was seconded by Director Barry Pomeroy.

No discussion.

Ayes: 3 Noes: 0 Absent: 2

Closed session was called at 8:07 p.m.

**CLOSED SESSION**

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9. a) **\$54956.8 A CONFERENCE WITH DISTRICT'S NEGOTIATOR REGARDING THE PRICE AND TERMS OF PAYMENT FOR THE PURCHASE SALE, EXCHANGE, OR LEASE**

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Board reconvened into open session at 9:10 p.m.

Report of closed was: the Board authorized the General Manager/Supt., Ron Loudon, to negotiate with Intra-Pacific Commercial Inc. and set the parameters of that negotiations.

**11. MANAGER'S REPORT**

The General Manager reported on:

- a) General Manager gas expense of \$190.70.
- b) Appraisal done on property South of the District office.
- c) Stimulus funds denied, due to non-separation of USDA Project items.
- d) Fencing started around the Well #5.
- e) Sprinkler issues, regarding the 1" meters, noting the Board stated any more costs incurred will be charged to the County.
- f) Forming and pouring the concrete for the storage building for records retention.
- g) Training program for school aged kids in full operation and working out very well.
- h) Refurbishing of Well #4, and the possible need, after the proposal is ready, to request the Chairman to call an Emergency Meeting to address the emergency water issues.
- i) Issue with an account, along with Board direction.

**12. ADJOURNMENT**

Director Barry Pomeroy made a motion to adjourn the meeting at 9:40 p.m. and was seconded by Director Terrie Bueno.

No discussion.

Ayes: 3    Noes: 0    Absent: 2

Laurel Kieny-Chairman of the Board



Date 8-12-09

Anna McNamara-Clerk to the Board



Date 8-12-09