



BOARD OF DIRECTORS

Raynette Gregory, President
Ward Roney, Director

Hector Palafox, Director

Anthony Kalvans, Vice-President
Crystal, Lara

SPECIAL MEETING MINUTES
6:00 P.M. Closed Session 7:00 P.M. Opened Session
SMCSD Boardroom 05-26-2022

I.	Call to Order:	6:10 PM	NO VIDEO AVAILABLE: AUDIO MALFUNCTION ✓video part 1/ Time: 0																																						
II.	Roll Call:	<i>Gregory, Kalvans, Palafox</i>	ABSENT: Roney, Lara																																						
III.	Approval of Regular Meeting Agenda:																																								
	Motion by:	Director	Kalvans																																						
	Second by:	Director	Palafox																																						
	Motion:	Voice Vote																																							
	<table border="1"> <thead> <tr> <th>Board Members</th> <th>Ayes</th> <th>Noes</th> <th>Abstain</th> <th>Recuse</th> <th>Absent</th> </tr> </thead> <tbody> <tr> <td>R. Gregory</td> <td align="center">X</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>A. Kalvans</td> <td align="center">X</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>H. Palafox</td> <td align="center">X</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>W. Roney</td> <td></td> <td></td> <td></td> <td></td> <td align="center">X</td> </tr> <tr> <td>C. Lara</td> <td></td> <td></td> <td></td> <td></td> <td align="center">X</td> </tr> </tbody> </table>					Board Members	Ayes	Noes	Abstain	Recuse	Absent	R. Gregory	X					A. Kalvans	X					H. Palafox	X					W. Roney					X	C. Lara					X
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C. Lara					X																																				
	Public Comment for items on closed session agenda:	None																																							
IV.	ADJOURN TO CLOSED SESSION: 6:31 PM																																								
A.	CLOSED SESSION AGENDA:																																								
	1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS																																								
	Pursuant to Government Code Section 54956.8 Properties: 021-261-019																																								
	Agency negotiator: (Interim General Manager Rob Roberson, and Director of Utilities Kelly Dodds)																																								
	2. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION																																								
	Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9:1																																								
	3. PUBLIC EMPLOYMENT																																								
	Title: Interim General Manager; Pursuant to Government Code Section 54954.5																																								
	4. CONFERENCE WITH DISTRICT GENERAL COUNSEL – Existing Litigation Pursuant to Government Code Section 54956.9																																								
	(d)(1) Case: <i>Steinbeck v. City of Paso Robles, Santa Clara County Superior Court Case No. 1-14-CV-265039</i> and Case: <i>Eidemiller v. City of Paso Robles, Santa Clara County Superior Court Case No. 1-14-CV-269212</i>																																								
V.	Call to Order for Regular Board Meeting/Pledge of Allegiance:	Kalvans																																							
VI.	Report out of Closed Session Approximately 7:00 PM																																								
	Time:	7:04 PM																																							
1.	Report out of closed session by District General Counsel (WhiteBrenner, LLP)																																								
	Direction was given to staff.																																								
VII.	Public Comment and Communications for items not on the Agenda:				Video part 1/ Time: 0																																				
	Owen Davis spoke about Board By-laws, and asked Director Gregory to keep order, Director Kalvans time discussion on tax issues.																																								
	District General Counsel White spoke on Director Kalvans "Board Comment" for clarification																																								
VIII.	Special Presentations/Public Hearings/Other:				Video part 1/ Time: 0																																				
1.	PUBLIC HEARING: Consider adoption of RESOLUTION 2022-25 adopting the FY 2022-23 Operations and Maintenance Budget and Capital Improvement Budget.																																								
	Public Comment:	None																																							
	Closed Public Hearing @7:10 PM																																								
	Board Comment:																																								

Director Gregory asked about adding all the funds for a total for the CIP budget, utility Vehicle replacement, electric vehicle, camera replacement, and leak detection.

Director Kalvans asked about Scissor lift, department rental, recycled water grant, and lighting fund

Motion by: Director Kalvans

Second by: Director Palafox

Motion: Approve Resolution 2022-25 adopting the FY 2022-23 Operations and Maintenance Budget and Capital Improvement Budget

Board Members	Ayes	Noes	Abstain	Recuse	Absent
A. Kalvans	X				
H. Palafox	X				
R. Gregory	X				
W. Roney					X
C. Lara					X

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IX. Staff & Committee Reports – Receive & File:

Non-District Reports:

1. San Luis Obispo County: Report Attached Video part 0 Time: 0
 San Luis Obispo County Sheriff gave verbal report for May call statistics.
Board Comment: None
Public Comment: None

2. Camp Roberts—Army National Guard No Report Video part 0 Time: 0
 Kiba Baird reported on the upcoming standard training at Camp Roberts, and control burn, sheep grazing, and gave Monterey and SLO county Air Pollution numbers for public.
Board Comment: None
Public Comment: None

3. Community Service Organizations: No Report Video part 0 Time: 0
 Firefighter Association President Scott Young reported on Sagebrush Days, street clean-up, AIDS Ride, and flags in San Miguel for Memorial Day
Board Comment: None
Public Comment:
 Owen Davis spoke about the sale of Fireworks in San Miguel

4. Interim General Manager : Report Attached Video part 0 Time: 0
 Interim General Manager Rob Roberson spoke on COVID, no mask required, Meeting with Strategic Planning Consultant BHI, State Wastewater Arrearage, posting of Job Announcement for Account Clerk 1
Board Comment: None
Public Comment: None

5. District General Counsel: Video part 0 Time: 0
 Counsel White had nothing to report at this time
Board Comment: None
Public Comment: None

6. Director of Utilities: Report Attached Video part 0 Time: 0
 Report Submitted
Board Comment:
 Director Kalvans asked about illegal dumping.
 Assistant Fire Chief Scott Young spoke about the dangers at Casa Blanca Mobile Home Park
Public Comment: None

7. Fire Chief: Report Attached Video part 0 time: 0
 Report is submitted as written, discussed Weed Abatement, and the Controlled Burn Participation
Board Comment: None

Public Comments for all reports: None

X. **Consent Calendar:** Video part 0 Time: 0

1. Review and Approve Board Meeting Minutes
2. Approve RESOLUTION 2022-27 approving the San Miguel Community Services District revised job descriptions for the Account Clerk 1
3. Approve RESOLUTION 2022-30 delegating authority to the General Manager to appoint members and alternates to the Water Resources Advisory Committee (WRAC)

Board Comment: None

Public Comment:
Ashley Sangster spoke on the Account Clerk Position

Motion by: Director Kalvans
Second by: Director Palafox

Motion: Approve all items on Consent Calendar

Board Members	Ayes	Noes	Abstain	Recuse	Absent
A. Kalvans	X				
W. Roney					X
H. Palafox	X				
R. Gregory	X				
C. Lara					X

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XI. **Board Action Items:** Video part 0/0 Time: 00:00

1. **Review, discuss and receive the Enumeration of Financial Reports for April 2022 (Hido)**
 - A. Claims Detail Report
 - B. Statement of Revenue Budget vs Actuals
 - C. Rev Budget vs Actual Summary
 - D. Statement of Expenditures Budget vs Actual
 - E. Cash Report
 - F. Investment Portfolio

Board Comment: None
Public Comment: None

Motion: Receive and File Enumeration of Financial Reports for April 2022

Board Members	Ayes	Noes	Abstain	Recuse	Absent
A. Kalvans	X				
W. Roney					X
H. Palafox	X				
R. Gregory	X				
C. Lara					X

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2. **Review and approve RESOLUTION 2022-29 adopting the Annual FY 2022-23 Investment Policy to ensure compliance with the State Government Code 53646** Video part 0 Time:

Recommendation: Approve Resolution 2022-29 adopting the annual Investment Policy to ensure compliance with the State Government Code 53646 Procedures, and Regulations Governing Contract and Professional Services Bidding Procedures, Purchases of Materials, Supplies and Equipment Manual

Board Comment: None
Public Comment: None

Motion by: Director Palafox
Second by: Director Kalvans

Motion: Approve Resolution 2022-29 Annual Investment Policy

Board Members	Ayes	Noes	Abstain	Recuse	Absent
A. Kalvans	X				
H. Palafox	X				
R. Gregory	X				

W. Roney					X
C. Lara					X

3/0/2

3. **Consider approving RESOLUTION 2022-24 awarding a contract to Moss, Levy & Hartzheim, LLP to perform annual financial audit services for three-year period for years ending June 30, 2022, 2023, and 2024.**

Video part 0 Time: 0

Recommendation: Approve RESOLUTION 2022-24 and direct the General Manager to award contract for Financial Auditing Services for Fiscal Years ending June 30, 2022, 2023, and 2024

Board Comment: None

Public Comment:
Ashley Sangster asked why others firms did not qualify

Motion by: Director Kalvans

Second by: Director Palafox

Motion: Approve Resolution 2022-24 awarding contract to Moss, Levy, Hartzheim, LLP

Board Members	Ayes	Noes	Abstain	Recuse	Absent
H. Palafox	X				
A. Kalvans	X				
R. Gregory	X				
W. Roney					X
C. Lara					X

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4. **Adopt RESOLUTION NO. 2022-26 authorizing the Abatement of Weeds within the District boundaries.**

Video part 0 Time: 0

Recommendation: Staff requests that the Board hold a discussion to consider objections to the “Notice to Remove, Destroy, and/or Abate Vegetation, Rubbish and Debris”, overrule any objections and adopt Resolution 2022-26 authorizing Fire Chief to have weed abatement work performed.

Board Comment: None

Public Comment:
Owen Davis spoke of the importance of weed abatement, and asked about \$100.00 admin fee

Motion by: Director Palafox

Second by: Director Kalvans

Motion: Approve Resolution 2022-26

Board Members	Ayes	Noes	Abstain	Recuse	Absent
A. Kalvans	X				
H. Palafox	X				
R. Gregory	X				
W. Roney					X
C. Lara					X

3/0/2

5. **Review and approve RESOLUTION 2022-20 authorizing the Director of Utilities to purchase and contract with CIO Solutions to replace computer hardware in an amount no to exceed \$20,463.50 and authorize a budget adjustment to all departments in an amount proportionate to their use of the hardware replaced.**

Video part 0 Time: 0

Recommendation: Approve RESOLUTION 2022-20 authorizing the Director of Utilities to purchase hardware and contract with CIO Solutions to install and configure the hardware and authorizing a corresponding budget adjustment.

Board Comment:

Director Gregory asked about having an ongoing budget line for replacement in future
 Director Kalvans asked about going to Cloud based
 Director Kalvans asked about the construction and how that might change the cost moving forward
 Discussion ensued

Public Comment:

Ashley Sangster spoke on cost of computers that had been purchased 4/5 years ago, security, VPN.

Motion by: Director Kalvans

Second by: Director Palafox

Motion: Approve Resolution 2022-20

Board Members	Ayes	Noes	Abstain	Recuse	Absent
A. Kalvans	X				
H. Palafox	X				
R. Gregory	X				
W. Roney					X
C. Lara					X

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Video part: 0 Time: 0

6. **Consideration and approval of RESOLUTION 2022-28 requesting consolidation of the San Miguel Community Services District’s Biennial Election with County’s November 8, 2022 Consolidated General Election**

Recommendation: Approve RESOLUTION 2022-28 requesting consolidation of the San Miguel Community Services District’s Biennial Election with the County’s November 8, 2022, Consolidated General Election expansion and aeration upgrade projects.

Board Comment: None

Public Comment: None

Motion by: Director Kalvans

Second by: Director Palafox

Motion: Approve Resolution 2022-28

Board Members	Ayes	Noes	Abstain	Recuse	Absent
A. Kalvans	X				
H. Palafox	X				
R. Gregory	X				
W. Roney					X
C. Lara					X

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Video part 0 Time: 0

7. **Fire Department Code Enforcement Violation**

Recommendation: Approve correctional measures to resolve the Code Enforcement Notice of Violation by RESOLUTION 2022-31 for the existing conditions that exist at the San Miguel Fire Station

Board Comment:

Director Kalvans asked about the history of the construction and discussion ensued about Directors responsibility at the time of the construction to house the CSD.

Director Gregory discussed the time line for each option, Assistant Fire Chief Scott Young discussed timeline. Discussion ensued on what the best way to move forward would be.

Director Kalvans asked questions about staffing and office space. Discussion ensued

Discussion on the Resolution cost of \$46,500.00 to be funded by the funds: 30 Lighting, 40 Wastewater, 50 Water, and 60 Solid Waste.

Public Comment:

Ashley Sangster spoke about holding staff accountable.

Owen Davis spoke that he agreed with Mr. Sangster, and accountability for the cost

Motion by: Director Kalvans

Second by: Director Palafox

Motion: Approve Resolution 2022-31, option #1 (see staff report)

Board Members	Ayes	Noes	Abstain	Recuse	Absent
A. Kalvans	X				
H. Palafox	X				
R. Gregory	X				
W. Roney					X
C. Lara					X

3/0/2

Video part 0 Time: 0

8. **Continued discussion on the Fire Department Temporary Housing unit**
Board Comment: None
Public Comment: None

Discussion item only

Video part 0 Time: 0

9. **Discussion on status of Machado Wastewater Treatment Facility expansion and aeration upgrade project**
Board Comment: None
Public Comment: None

Discussion item only

Video part 0 Time: 0

XII. Board Comment:
Director Kalvans spoke about the CSDA Leadership conference that he attended, and voiced that they are having another one this year in September, and that the other Board Members should try and attend.

XIII. ADJOURNMENT 9:13 P.M.