

CALL TO

ORDER: The regular meeting of the Board of Directors was called to order by Dr. Jerry Medders, President at 6:01 p.m.

ROLL CALL:

Directors Present

Dr. Jerry Medders
Mr. James Barrett.
Ms. Shirley Palmer
Mr. Darryel Neal
Mr. Robert Butler

Directors Absent

Administrators Present

Mr. Thomas Cannell, General Manager
Ms. Rosa Reagles, Assistant General Manager

Others

Mr. Robert Patterson, District General Counsel
Mr. James Merton, S.C.S.D. Fire Chief

**PUBLIC
COMMENTS:**

There were no requests to address the Board.

CLOSED SESSION Convened into closed session at 6:05 p.m.

ISSUES

- a. Discussion with Legal Counsel – Existing Litigation (Gov. Code Section 54956.9)
Name of case: ALSCO, INC. a Nevada corporation vs. Salton Community Services District
Case Number: S1400CV0200 900183
- b. Conference with real property negotiators: (Gov. Code Section 54956.8)
Agency negotiator: Thomas Cannell
Property: 2116 South Marina Drive, Salton City, California 92275
Negotiating parties: S.C.S.D. District, SCOM, LLC
Under Negotiation: Possible purchase of facility

**RETURN TO
OPEN SESSION**

Returned to open session at 7:00 p.m.

**PLEDGE OF
ALLEGIANCE**

Dr. Jerry Medders led the pledge of allegiance to the flag.

**REPORT OF
ACTIONS TAKEN I
N CLOSED SESSION,**

IF ANY

Dr. Medders reported the following actions taken in closed session:

- a. by unanimous vote, the board authorized the general manager and/or the assistant general manager to sign the settlement agreement when finalized.
- b. By unanimous vote, the board declined pursuing the purchase of the facility from SCOM, LLC
The district is not financially capable at this time to purchase the facility.

PUBLIC APPEARANCES PRESENTATIONS:

- a. Mr. James E. Miller, Manager, Post Office Operations, San Diego District spoke about the possibility of having mail delivered in salton city. This would be done by installing CBU. He would need to continue working with staff to gather more information.
- b. Mr. Ramiro G. Ramires of Needs for the Needy explained various services that his nonprofit organization would like to provide to the West Shores Area.

PUBLIC COMMENTS

- a. Mr. Hershel Silverstone asked the board

**CONSENT
CALENDAR**

Motion: Shirley Palmer

Second: James Barrett

- a. Approval of the minutes of the regular meeting of March 17, 2009
 - b. Approval of Best, Best & Krieger's invoice in the amount of \$4,035 through March, 2009
 - c. Current Demands for the month of March, 2009
 - d. Approval of the minutes for the safety meeting of April, 2009
- Approved the consent calendar as submitted. Motion carried 5 - 0

VOTE: Ayes: Palmer, Butler, Neal, Barrett, Medders

Noes:

Absentions:

REPORTS

- a. Finance Officer- Financial reports are posted on the bulletin board for anyone to review and a copy is provided in the directors' packet.
- b. General Manager, Tom Cannel read the report. A copy is attached to the minutes
- c.. Fire Department, James Merton, Fire Chief read the report. A copy is attached to the minutes.

**MEMBERS OF THE BOARD
ORGANIZATIONS REPORTS**

- a. Architectural Committee-Ms. Linda Lockhart reported that the committee has met and worked on the motel. She then reported that a letter was pulled back because the process was not adhered to. The resolution must be followed, a violation must be verified by a code enforcement officer, then given to the architectural committee.
- b. Golf Course- Mr. Smotherman reported that the golf course is in good shape. He has tried very hard to stay within the budget allocated for watering.
- c. Nature Trail—Mr. Don Stephens No report.

OLD BUSINESS There was no old business to discuss.

NEW BUSINESS

- a. Approve Salton Community Services District wastewater system maintenance standby charge engineer's report dated April 13, 2009.

Motion: Robert Butler

Second: Shirley Palmer

Approved salton community services district wastewater system maintenance standby charge engineer's reported dated April 13, 2009, with some discussion for modifications and with the reduced rate from \$29.85 to \$10.00.

Motion carried 4 - 1

VOTE: Ayes: Palmer, Butler, Neal, Medders

Noes:

Absentions: Barrett

- b. Approve Resolution No. 2009-4-1 entitled "a resolution of the Board of Directors of the Salton Community Services District declaring its intention to prescribe and collect wastewater system maintenance standby charges within the salton sewer services area."

Motion: James Barrett

Second: Butler

Approved Resolution No. 2009-4-1 with the amendment that Section 2: "The engineer's report is hereby preliminarily approved as amended." Motion carried 5 - 0

VOTE: Ayes: Palmer, Butler, Barrett, Neal, Medders

Noes:

Absentions:

NOTE: The public meeting will be held on June 16, 2009, during the regular Board of Directors' meeting.

- c. Approve the process for upgrading the Equivalent Domestic Units (EDU) attributed to users of the sewer system.

Motion: Butler

Second: Palmer

Approved to strike this item from the agenda. Motion carried 4 - 1

VOTE: Ayes: Palmer, Butler, Barrett, Neal, Medders

Noes: Barrett

Absentions:

- d. Approve agreement for the use of facility between the Salton Community Services District and San Diego/Imperial Counties Chapter of the American National Red Cross.

Motion: Butler

Second: Barrett

Approved the agreement for the use of the facility between Salton Community Services District and the Imperial County Red Cross.

Motion to amend: Barrett

Second: Palmer

Agreement to specify the location at the Salton City fire station where the container will be located.
Motion carried 5 – 0

VOTE: Ayes: Palmer, Butler, Barrett, Neal, Medders
Noes:
Absentions:

- e. Reimbursing the fire department personnel for expenditures of books and state certificates for EMT class.

Motion: Palmer

Second: Barrett

Approved to reimburse the Fire Department Personnel for the expenditures of school books & certificates relating to EMT certification. The costs reimbursements will be retroactive for the past two firefighters. Motion carried 5 – 0

VOTE: Ayes: Palmer, Butler, Barrett, Neal, Medders
Noes:
Absentions:

NOTE: All books will become property of Salton Community Services District.

- f. Approve or deny claim for refund of street light/fire department developer fee in the amount of \$1,000.00 filed by Ms. Christine Van Loo.

Motion: Barrett

Second: Died for lack of second

Moved to approve Ms. Van Loo claim to refund the \$1,000.00

- g. Discussion/possible action regarding decommissioning of Salton City Golf Park & relocation of clubhouse.

Motion: Barrett

Second: Butler

Approved to postpone this item next month's meeting. Motion carried 5 - 0

VOTE: Ayes: Barrett, Palmer, Butler, Neal, Medders
Noes:
Absentions:

- h. Discussion/possible action regarding instruction to staff to submit supplemental sewer bills per Salton Community Services District Ordinance 2008-05

Motion: Barrett

Second: Butler

Approved to drop this item from agenda, with the understanding that supplemental bills will be send out.
Motion 5 – 0

VOTE: Ayes: Palmer, Butler, Barrett, Neal, Medders
Noes:
Absentions:

ADJOURNMENT

Motion: Robert Butler

Second: James Barrett

Adjourned the regular meeting of the Board of Directors' at 10:20 p.m. Motion carried 5 - 0

Attest:

Rosa Reagles,
Assistant General Manager &
Secretary to the Board of Directors

Dr. Jerry Medders,
President of the Board