

Regular Meeting of the HCSD Board of Directors

September. 20, 2021 at 5:00 P.M.

NOTE MEETING LOCATION:

**Due to Covid-19 Stay at Home Order, Meeting Will Be Held Via
Teleconferencing Per March 17, 2020 Executive Order**

To Attend Please Dial 1-669-900-6833 at 5pm when prompted then enter code

87684531338# then pass code 96044#

Hornbrook, CA 96044

MINUTES

BOARD OF DIRECTORS: Robert Puckett, Elaine Mellon, Melissa Tulleo, Michele Hanson and Reagan Duncan.

- 1. CALL TO ORDER:** Meeting called to order at 5:04 with Robert Puckett, Melissa Tuleo, Elaine Mellon and Michele Hanson present. Absent was Reagan Duncan. Quorum established.
- 2. Public Comment:** The Chair will ask each member of the public if they wish to make a comment at this time to avoid confusion and retain order and will be subject to 3 min. each. Then again after each agenda item. Larry Greib asked if the well casing was in place yet, is it going to be PVC or Steel, and has the water been tested yet. Puckett told him no well casing yet. He did not know what kind of pipe was going in and did not know if the water had been tested yet.

Puckett asked if any changes to the agenda needed to be made. Hanson Moved to skip item #3 until the Closed Session was back in open session. It was Mellon and approved with 4 ayes, 0 nays, and 1 absent. Motion carried. Item # 3 will follow closed session.

- 3. Approve and Authorize Signatures:** on Warrant Authorization Form for District expenses received through Sept. 20, 2021, "A list of the bills to be paid will be read to the Board and public at the meeting. Including payroll.
- 4. Adopted Budget Acceptance Resolution No. 003:**
Adopted budget resolution No. 003 was discussed by the Board and Hanson moved to approve and except as presented and a 2nd by Tulleo with 4 ayes, 0 nays and 1 absent. Motion carried.
- 5. Discussion and Possible Approval of Minutes:** Meeting minutes of Aug. 16, 2021:
Minutes were discussed and no changes were needed. Hanson moved to approve minutes, and was 2nd by Tulleo with 4 ayes, 0 nays and 1 absent. Motion carried.

6. Discussion and Possible Action:

a. Adoption of Notice of Exemption (environmental document needed to comply with CEQA) Emergency Exemption per Section 15269 (b)(c). The 2021 drought conditions have severely disrupted the supply of water in the Hornbrook Community Services District:

Juliana Lucchesi from the ENPLAN explained the emergency well project exemption and why it is needed by the State and County. The emergency exemption is to secure potable water to the District with the emergency well project. The improvements would prevent further decline of water supply and avoid potential complete loss of water supply.

Hanson moved that Hornbrook Emergency Well Project is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant Section 15269 (b)(a) and approve the Notice of Exemption

to be filed at the State Clearinghouse and County Clerk's Office. It is 2nd by Mellon with 4 ayes, 0 nays and 1 absent. Motion carried.

b. Adoption of "emergency contracting procedures" per Section 22050 of the public contract code: Board discussion, direction, and possible action on a Resolution declaring an Emergency. Approval of this Resolution will require an affirmation of 4/5 vote of the Board:
RESOLUTION NO. 004 was discussed and Hanson moved to adopt emergency resolution, Tulledo 2nd the motion with 4 ayes, 0 nays and 1 absent. Motion carried. Resolution No. 004 was adopted.

- 7. Closed Session Retention of Counsel:** The Board will adjourn to closed session to Discuss new Litigation and Retention of Counsel. Board will then return to open session and report out:
The Board adjourned to close session at 5:34pm. Closed session adjourned at 5:58pm back to open session to report out. Board will take a vote to retain Spinel, Donald, and Knott as legal counsel for new litigation and approve Attorney/Client Fee Agreement. Hanson moved to approve legal counsel and except fee agreement with a \$5000 dollar retainer and authorize President Puckett's Signature. It was 2nd by Mellon with 4 ayes, 0 nays and 1 absent. Motion carried.

The Board will now address agenda item #3: A list of bills were read aloud to the Board and the Public including payroll. The list of bills were discussed by the Board. Tulledo moved to approve Warrant Authorization Form as presented and authorize signatures for District expenses through Sept. 20, 2021. Mellon then 2nd the motion. With a vote of 4 ayes, 0 nays and 1 absent. Motion carried.

- 8. Board Member Comments and Questions:** At this time, members of the Board may ask questions of the staff, request reports be made at a later date, or ask to place an item on a future agenda on any subject within the Board's jurisdiction. Directors may make comments on any topic not listed on the agenda but may not be acted upon:
Puckett mentioned at some point we will need to address rates again.
- 9. ADJOURNMENT:** Next regular meeting will be Oct. 18, 2021 at 5:00 pm via teleconferencing. Meeting adjourned at 6:58pm.

Meeting agendas and written materials supporting agenda items, if produced, can be received by the public for free in advance of the meeting by any of the following options: A paper copy mailed pursuant to a written request and payment of associated mailing fees. An electronic copy received by email. Note – if you would like electronic copies please email hornbrookcsd@gmail.com prior to the Board meeting.