



BEAR VALLEY COMMUNITY SERVICES DISTRICT

28999 South Lower Valley Road • Tehachapi, CA 93561-7460
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BEAR VALLEY COMMUNITY SERVICES DISTRICT REGULAR BOARD MEETING AGENDA

DATE OF MEETING:	November 12, 2015
PLACE OPEN & CLOSED SESSION MEETINGS:	28999 South Lower Valley Road
TIME OF CLOSED SESSION MEETING:	2:00 pm
TIME OF STUDY SESSION MEETING:	3:00 pm (approximately)
TIME OF OPEN SESSION MEETING:	6:00 pm

1. Call to Order

2. Roll Call Attendance

President Charlene LaClaire
Vice President Rick Zanutto
Director Jane Baron
Director Gil Grace
Director Walt Ritchie

3. Closed Session

- A. Government Code Section 54956.9 -- Conference with Legal Counsel: Anticipated Litigation (1) case
- B. Government Code Section 54956.9 -- Conference with Legal Counsel: Existing Litigation: Laura Hutchinson v. Bear Valley Community Services District, et al. United States District Court Case 1:15-CV-01047-JLT
- C. Conference with Real Property Negotiators – Government Code section 54956.8
Property: District-owned Cummings Valley Property – APNs 222-233-22, 26, 27, 30, 31 and 32
District negotiators: General Manager and General Counsel
Negotiating party: Grimmway Farms
Under negotiation: Price and terms of lease payment

4. Convene Open Session

5. Summary of Actions Taken During Closed Session

6. Convene Study Session

7. Convene Regular Session

November 12, 2015 Regular Board Meeting

8. Approval of Agenda – Roll Call

9. Pledge of Allegiance

10. Public Comments on Non-Agenda Items

Members of the public may address the Board on matters not listed on this Agenda. The Board cannot take action on any item that is not on the Agenda. The Board or staff may briefly respond to statements made or questions posed, or may ask questions for clarification. These items may also be referred to staff or scheduled on a future Agenda. There will be a separate opportunity for public comment for each item on the Agenda.

11. Consent Calendar

Consent items are considered routine and are intended to be acted upon in one motion, without discussion. During this portion of the meeting, the Consent Calendar will be read aloud. Prior to approval, the President will give the Board, staff, and public the opportunity to pull any item for discussion. The remaining Calendar will be acted upon. Any pulled items will then be heard and acted upon individually.

- A. APPROVE Minutes of the October 8, 2015 Regular Board Meeting
- B. APPROVE Minutes of the October 29, 2015 Regular Board Meeting
- C. ACCEPT Minutes from the August 3, 2015 Administration Committee Meeting
- D. ACCEPT Minutes from the October 6, 2015 Communications Committee Meeting
- E. ACCEPT Minutes from the October 1, 2015 Finance Committee Meeting
- F. ACCEPT Minutes from the July 28, 2015 Liaison Committee Meeting
- G. ACCEPT Minutes from the August 18, 2015 Public Safety Committee Meeting
- H. ACCEPT Minutes from the September 8, 2015 Infrastructure Committee Meeting
- I. APPROVE Register of Warrants for October, 2015
- J. APPROVE “Message from the Board of Directors” Article for December, 2015 Bear Tracks.

12. Disclosures by the Board of Directors

Board Members are asked to disclose any outside communications with individuals and organizations that have an action item on this agenda that pertains directly to them or their specific personal or private interests and which communication is not included or disclosed in the agenda package, so that all interested persons have an equal opportunity to express and represent their interests.

13. Action Items:

- A. ADOPT Ordinance 15-243, an Ordinance of the Board of Directors of the Bear Valley Community Services District, Amending and Restating Chapter 7 of Title 1 of the District Code Pertaining to Claims Against the District. (Mr. Davis)
- B. AUTHORIZE the General Manager to execute a Professional Services Agreement with HelioPower in an amount not to exceed \$25,000 for the Potential Solar Project. (Mr. Davis)
- C. AUTHORIZE the General Manager to execute a Professional Services Agreement in an amount not to exceed \$40,000 for Environmental Analysis and CEQA Documentation Preparation for the Potential Solar Project. (Mr. Davis)
- D. AUTHORIZE the General Manager and General Counsel to Issue a Notice of Termination of Automatic Renewal Provision of the Solid Waste/Refuse Collection Agreement with Benz Sanitation. (Mr. Davis)

- E. AUTHORIZE the General Manager to Execute Various Documents and Agreements related to Employee Group Health Benefits through the District's Insurance Broker. (Mr. Edmonds)
- F. ACCEPT or REJECT Claim for Damages by Doug Huberman & Chang 90/10 LLC. (Mr. Davis)
- G. APPROVE Board Member Attendance – Association of California Water Agencies 2015 Fall Conference & Exhibition. (Ms. McEwen)
- H. APPROVE Employee Appreciation Party. (Mr. Edmonds)
- I. CANCEL November 26, 2015 and December 24, 2015 Regular Board Meetings; SCHEDULE November 19, 2015 Special Board Meeting. (Mr. Edmonds, Ms. McEwen)

14. Information and Discussion Items:

- A. Recruitment (Mr. Edmonds)
 - i. Introduce New Staff
 - ii. New Human Resource Software Update
- B. Road Striping
- C. Committee Reports
 - i. Administration Committee: Zanutto; Ritchie
 - ii. Communications Committee: LaClaire; Ritchie
 - iii. Finance Committee: Zanutto; LaClaire
 - iv. Infrastructure Committee: Grace; Baron
 - v. Liaison Committee: LaClaire; Zanutto
 - vi. Public Safety Committee: Grace; Baron
- D. Board Comments
 - i. Director Baron: Anticipated Topics:
 - ii. Director Grace: Anticipated Topics:
 - iii. Director Ritchie: Anticipated Topics:
 - iv. Vice-President Zanutto: Anticipated Topics: Hall Ambulance
 - v. President LaClaire: Anticipated Topics: Kawaiisu Site, Grants-Fire Safe Council
- E. Staff Reports
 - i. Department Head Reports
 - 1. Finance Report
 - 2. Public Works Report
 - 3. Public Safety Report
 - ii. General Counsel Report
 - iii. General Manager Report
- F. Media / Public Outreach / Communications / Correspondence (Ms. McEwen)

15. Future Agenda Items:

- A. Update Job Descriptions (Tentative: November 19)
- B. Update Sick Leave policy for compliance with new State laws (Tentative: November 19)
- C. Amend Memorandums of Understanding (MOUs) with Both Bargaining Units (Tentative: November 19)

16. Adjournment:

The next regularly scheduled meeting of the Board of Directors is December 10, 2015.

INFORMATION REGARDING AGENDA ITEMS: Copies of the staff reports and other disclosable public records related to each open session item of business referred to on the agenda are on file in the office of the District Secretary and are available for public information during regular business hours. Any person who has a question concerning any of the agenda items may call the District Secretary at 661.821.4428.

ADA Compliance Statement: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the District Secretary to the Board of Directors, Kristy McEwen, at 661.821.4428. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting.

Signed, November 9, 2015

Kristy McEwen, Clerk of the Board