



BEAR VALLEY COMMUNITY SERVICES DISTRICT

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BEAR VALLEY COMMUNITY SERVICES DISTRICT REGULAR BOARD MEETING MINUTES

DATE OF MEETING: August 25, 2016
PLACE OPEN & CLOSED SESSION MEETINGS: 28999 South Lower Valley Road
TIME OF CLOSED SESSION MEETING: 2:00 pm
TIME OF OPEN SESSION MEETING: 6:00 pm

1. **Call to Order**

The meeting was called to order at 2:23 pm.

2. **Attendance – Roll Call**

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

All Directors were present. Also in attendance was General Manager David Edmonds and Police Chief Jeff Kermode. Arriving at 6:00 pm were General Counsel Don Davis and Secretary of the Board Kristy McEwen.

3. **Closed Session**

- A. Public Employment: Chief of Police
Government Code Section 54957
- No Reportable Action

4. **Convene Open Session**

Open Session was convened at 6:04 pm.

5. **Summary of Actions Taken During Closed Session**

President Zanutto reported as above.

6. **Approval of Agenda – Roll Call**

The Agenda was approved unanimously by the Board.

7. **Pledge of Allegiance**

Director LaClaire led the Pledge of Allegiance

8. 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.

- Jeff Hite addressed the Board on road safety: Goldspike closure
- Alan Miller spoke on Medicine Bow road repair and General Services staffing.
- Jean Morgan inquired on the availability of gate pass cards and clickers.
- Chris Lee of FPSE introduced himself to the Board and public.

9. 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.

- None

10. Action Items I:

- A. ADOPT Resolution 16/17-11 and ESTABLISH the Roads Reserve Fund (Fund 73).
(Mr. Edmonds)

A staff report was presented.

Motion: The Board of Directors ADOPT Resolution 16/17-11 and ESTABLISH the Roads Reserve Fund (Fund 73): LaClaire. Second: Grace

Roll Call Vote: AYE: Baron, LaClaire, Grace, Zanutto
 NO: Ritchie
 ABSTAIN: None
 ABSENT: None

- B. ADOPT Resolution 16/17-12 and DECLARE Certain Funds Remaining from Assessment District 95-1 as Surplus Funds and Provide for the Disposition of Such Funds. (Mr. Edmonds)

A staff report was presented.

Motion: The Board of Directors ADOPT Resolution 16/17-12 and DECLARE Certain Funds Remaining from Assessment District 95-1 as Surplus Funds and Provide for the Disposition of Such Funds: Grace. Second: Baron

Roll Call Vote: AYE: Baron, LaClaire, Ritchie, Grace, Zanutto
 NO: None
 ABSTAIN: None
 ABSENT: None

11. Hearing Items:

Fiscal Year 2016/17 Final Budgets: (Mr. Edmonds)

- A. ADOPT Resolution 16/17-13 and APPROVE the General Fund (Fund 40) Final Budget for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk.

A staff report was presented highlighting additions, deletions and changes from the Preliminary Budget adopted on June 30, 2016.

President Zanutto opened the public hearing at 6:52 pm.

- Linda LeLievre, Cathy Ritchie and Bill Whiteside spoke against outsourcing dispatch services.
- Jim Nelson commended the Board for the decision to outsource dispatch services.

President Zanutto closed the public hearing at 7:04 pm and opened Board comments

- Director Grace commented on dispatch, citing the drastic price difference for services as the deciding factor
- Director LaClaire expressed regret, but stated the cost savings was necessary if the District was to have a sustainable budget in the future.
- Director Ritchie stated he would recuse himself from this item due to conflicts of interest (employment of relatives), but stayed and participated in the discussion. He stated lives would be lost due to extended response times.
- President Zanutto expressed that the cost savings from outsourcing dispatch sets the District on the path to solvency.
- Director Baron stated that service delays and safety issues do not appear to be problems for other agencies dispatched by Kern County.

Motion: The Board of Directors ADOPT Resolution 16/17-13 and APPROVE the General Fund (Fund 40) Final Budget for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk: Grace. Second: LaClaire

Roll Call Vote:

AYE:	Baron, LaClaire, Grace, Zanutto
NO:	None
ABSTAIN:	Ritchie
ABSENT:	None

Director Ritchie did not recuse himself from the item, but abstained from the vote.

- B. ADOPT Resolution 16/17-14 and APPROVE the Parks & Recreation (Fund 45) Final Budget for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk.

A staff report was presented highlighting additions, deletions and changes from the Preliminary Budget adopted on June 30, 2016.

President Zanutto opened the public hearing at 7:21 pm.

President Zanutto closed the public hearing at 7:22 pm.

Motion: The Board of Directors ADOPT Resolution 16/17-14 and APPROVE the Parks & Recreation (Fund 45) Final Budget for Fiscal Year 2016/17 and

AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk: LaClaire. Second: Grace

Roll Call Vote: AYE: Baron, LaClaire, Ritchie, Grace, Zanutto
NO: None
ABSTAIN: None
ABSENT: None

- C. ADOPT Resolution 16/17-15 and APPROVE the Citizen's Option for Public Safety (COPS) Grant (Fund 68) Final Budget for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk.

A staff report was presented highlighting additions, deletions and changes from the Preliminary Budget adopted on June 30, 2016.

President Zanutto opened the public hearing at 7:24 pm.

President Zanutto closed the public hearing at 7:28 pm.

Motion: The Board of Directors ADOPT Resolution 16/17-15 and APPROVE the Citizen's Option for Public Safety (COPS) Grant (Fund 68) Final Budget for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk: Grace. Second: Baron

Roll Call Vote: AYE: Baron, LaClaire, Ritchie, Grace, Zanutto
NO: None
ABSTAIN: None
ABSENT: None

- D. ADOPT Resolution 16/17-16 and APPROVE the Public Safety Realignment (AB 109) (Fund 30) Final Budget for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk.

A staff report was presented highlighting additions, deletions and changes from the Preliminary Budget adopted on June 30, 2016.

President Zanutto opened the public hearing at 7:30 pm.

President Zanutto closed the public hearing at 7:31 pm.

Motion: The Board of Directors ADOPT Resolution 16/17-16 and APPROVE the Public Safety Realignment (AB 109) (Fund 30) Final Budget for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk: Baron. Second: Ritchie

Roll Call Vote: AYE: Baron, LaClaire, Ritchie, Grace, Zanutto
NO: None
ABSTAIN: None
ABSENT: None

- E. ADOPT Resolution 16/17-17 and APPROVE the Post Office Enterprise Fund (Fund 41) Final Budget for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk.

A staff report was presented highlighting additions, deletions and changes from the Preliminary Budget adopted on June 30, 2016.

August 25, 2016 Regular Board Meeting

President Zanutto opened the public hearing at 7:36 pm.
President Zanutto closed the public hearing at 7:40 pm.

Motion: The Board of Directors ADOPT Resolution 16/17-17 and APPROVE the Post Office Enterprise Fund (Fund 41) Final Budget for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk: Grace. Second: Baron

Roll Call Vote: AYE: Baron, LaClaire, Ritchie, Grace, Zanutto
 NO: None
 ABSTAIN: None
 ABSENT: None

F. ADOPT Resolution 16/17-18 and APPROVE the Roads Special Revenue Fund (Fund 48) and Roads Reserve Fund (Fund 73) Final Budget for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk.

A staff report was presented highlighting additions, deletions and changes from the Preliminary Budget adopted on June 30, 2016.
President Zanutto opened the public hearing at 7:47 pm.
President Zanutto closed the public hearing at 7:57 pm.

Motion: The Board of Directors ADOPT Resolution 16/17-18 and APPROVE the Roads Special Revenue Fund (Fund 48) and Roads Reserve Fund (Fund 73) Final Budget for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk: Baron. Second: Grace

Roll Call Vote: AYE: Baron, LaClaire, Grace, Zanutto
 NO: Ritchie
 ABSTAIN: None
 ABSENT: None

G. ADOPT Resolution 16/17-19 and APPROVE the Water Enterprise (Fund 42), Water Development (Fund 60), Water Bond Redemption (Fund 64), and Water Reserve (Fund 70) Final Budgets for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk.

A staff report was presented highlighting additions, deletions and changes from the Preliminary Budget adopted on June 30, 2016.
President Zanutto opened the public hearing at 8:06 pm.
President Zanutto closed the public hearing at 8:16 pm.

Motion: The Board of Directors ADOPT Resolution 16/17-19 and APPROVE the Water Enterprise (Fund 42), Water Development (Fund 60), Water Bond Redemption (Fund 64), and Water Reserve (Fund 70) Final Budgets for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk: Zanutto. Second: Grace

Roll Call Vote: AYE: Baron, Ritchie, Grace, Zanutto
 NO: None

ABSTAIN: None
ABSENT: LaClaire

- H. ADOPT Resolution 16/17-20 and APPROVE the Wastewater Enterprise (Fund 43), Wastewater Development (Fund 61), Wastewater Bond Redemption (Fund 67), and Wastewater Reserve (Fund 69) Final Budgets for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk.

A staff report was presented highlighting additions, deletions and changes from the Preliminary Budget adopted on June 30, 2016.

President Zanutto opened the public hearing at 8:23 pm.

President Zanutto closed the public hearing at 8:24 pm.

Motion: The Board of Directors ADOPT Resolution 16/17-20 and APPROVE the Wastewater Enterprise (Fund 43), Wastewater Development (Fund 61), Wastewater Bond Redemption (Fund 67), and Wastewater Reserve (Fund 69) Final Budgets for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk: Grace. Second: Baron

Roll Call Vote: AYE: Baron, LaClaire, Ritchie, Grace, Zanutto
NO: None
ABSTAIN: None
ABSENT: None

- I. ADOPT Resolution 16/17-21 and APPROVE the Police Explorer (Fund 35), Emergency Fund (Fund 47), and State Unemployment Insurance Fund (Fund 72) Final Budgets for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk.

A staff report was presented highlighting additions, deletions and changes from the Preliminary Budget adopted on June 30, 2016.

President Zanutto opened the public hearing at 8:28 pm.

President Zanutto closed the public hearing at 8:29 pm.

Motion: The Board of Directors ADOPT Resolution 16/17-21 and APPROVE the Police Explorer (Fund 35), Emergency Fund (Fund 47), and State Unemployment Insurance Fund (Fund 72) Final Budgets for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk: Baron. Second: Grace

Roll Call Vote: AYE: Baron, LaClaire, Ritchie, Grace, Zanutto
NO: None
ABSTAIN: None
ABSENT: None

- J. ADOPT Resolution 16/17-22 and APPROVE the Solid Waste Enterprise (Fund 49) and Solid Waste Reserve (Fund 71) Final Budgets for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk.

A staff report was presented highlighting additions, deletions and changes from the Preliminary Budget adopted on June 30, 2016.
President Zanutto opened the public hearing at 8:30 pm.
President Zanutto closed the public hearing at 8:31 pm.

Motion: The Board of Directors ADOPT Resolution 16/17-22 and APPROVE the Solid Waste Enterprise (Fund 49) and Solid Waste Reserve (Fund 71) Final Budgets for Fiscal Year 2016/17 and AUTHORIZE the General Manager to File with the Kern County Auditor-Controller-County Clerk: Grace. Second: Baron
Roll Call Vote: AYE: Baron, LaClaire, Ritchie, Grace, Zanutto
 NO: None
 ABSTAIN: None
 ABSENT: None

12. Action Items II:

- A. Bear Valley & Cumberland Road Rehabilitation Project: (Mr. Edmonds)
- i. ADOPT Project Finding of Categorical Exemption (Section 15301: Class 1: Existing Facility) for the Bear Valley & Cumberland Road Rehabilitation Project, Project No. 16/17-1, and AUTHORIZE Staff to File the Notice of Exemption and Other Necessary Documents.

A staff report was presented.

Motion: The Board of Directors ADOPT Project Finding of Categorical Exemption (Section 15301: Class 1: Existing Facility) for the Bear Valley & Cumberland Road Rehabilitation Project, Project No. 16/17-1, and AUTHORIZE Staff to File the Notice of Exemption and Other Necessary Documents: Grace. Second: LaClaire
Roll Call Vote: AYE: Baron, LaClaire, Grace, Zanutto
 NO: Ritchie
 ABSTAIN: None
 ABSENT: None

- ii. DIRECT Staff to Proceed with a Lease/Purchase Agreement (Bridge Loan) through California Special District's Association (CSDA) for the Bear Valley & Cumberland Road Rehabilitation Project, Project No. 16/17-1.

A staff report was presented.

Motion: The Board of Directors DIRECT Staff to Proceed with a Lease/Purchase Agreement (Bridge Loan) through California Special District's Association (CSDA) for the Bear Valley & Cumberland Road Rehabilitation Project, Project No. 16/17-1: Zanutto. Second: Grace
Roll Call Vote: AYE: Baron, LaClaire, Grace, Zanutto
 NO: Ritchie
 ABSTAIN: None
 ABSENT: None

- iii. AUTHORIZE the General Manager to Execute a Construction Contract in the amount of \$3,829,799 and Change Orders Not to Exceed an Additional 10% (\$382,979) with the Apparent Lowest Responsible Bidder, Griffith Company, for the Bear Valley & Cumberland Road Rehabilitation Project, Project No. 16/17-1, Pending Legal Review and Revision.

A staff report was presented.

Motion: The Board of Directors AUTHORIZE the General Manager to Execute a Construction Contract in the amount of \$3,829,799 and Change Orders Not to Exceed an Additional 10% (\$382,979) with the Apparent Lowest Responsible Bidder, Griffith Company, for the Bear Valley & Cumberland Road Rehabilitation Project, Project No. 16/17-1, Pending Legal Review and Revision: Grace. Second: Baron

Roll Call Vote:

AYE:	Baron, LaClaire, Grace, Zanutto
NO:	Ritchie
ABSTAIN:	None
ABSENT:	None

- B. CANCEL Regular Board Meetings of September 8 and September 22, 2016. (Ms. McEwen)

A staff report was presented.

Motion: The Board of Directors CANCEL Regular Board Meetings of September 8 and September 22, 2016

Roll Call Vote:

AYE:	Baron, LaClaire, Ritchie, Grace, Zanutto
NO:	None
ABSTAIN:	None
ABSENT:	None

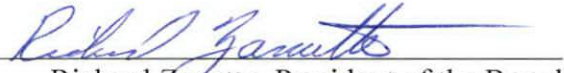
13. Information and Discussion Items:

- A. Cummings Valley Solar Project (Mr. Davis)
- Mr. Davis provided a written report as submitted in the Board Package.
- B. Goldspike Water & Road Repairs (Mr. Edmonds)
- Mr. Edmonds provided an update.
- C. November 8, 2016 Consolidated General Election (Mr. Edmonds)
- Mr. Edmonds provided a written report as submitted in the Board Package
- D. Board Comments
- i. Director Baron: None
 - ii. Director LaClaire: None
 - iii. Director Ritchie: None
 - iv. Vice-President Grace: None
 - v. President Zanutto brought up District Code regulating the discharge of firearms within the District. The matter will be assigned to the Public Safety committee for review.
- E. General Counsel Comments – Mr. Davis commended the Board and Staff for their efforts during the budget process.
- F. General Manager Comments – Mr. Edmonds also commended the Board and Staff for their efforts on the budget.

14. Future Agenda Items:

- A. Bear Valley & Cumberland Road Rehabilitation Project: Formal Loan Approval
- B. Goldspike Repairs: Award Construction Contract (Tentative: October 13)
- C. Resolution(s) Thanking Various Fire Protection Agencies for Assistance with the Deer Fire

15. **Adjournment:** The meeting was adjourned at 9:28 pm. The next regularly scheduled meeting of the Board of Directors is October 13, 2016.


Richard Zanutto, President of the Board

ATTEST


Kristy McEwen, Secretary of the Board