

1. **CALL TO ORDER:** Meeting was called to order by Board President Shirley Palmer at 6:30 p.m.
2. **ROLL CALL:** Directors present: Shirley Palmer, Jerry Medders, Robert Butler & Darryel Neal.  
A quorum was verified. Director James Barrett arrived at 7:00 p.m. Mr. Robert Patterson was also present.
3. **CLOSED SESSION ISSUES:** 6:33 p.m.
  - a. Conference with Legal Counsel – existing litigation subdivision (a) of section 54956.9  
Name of case: Barrett vs. Salton Community Services District, Case No. BSC08882

4. **OPEN SESSION:** 7:00 p.m.

5. **REPORT ACTIONS TAKEN IN CLOSED SESSION, IF ANY:**

President Shirley Palmer reported that the board met with Mr. Patterson, District General Counsel to discuss a claim filed by Director James Barrett, case number BSC08882; No action was taken.

6. **PLEDGE OF ALLEGIANCE:** The pledge of allegiance to the flag was recited, and led by Shirley Palmer.

7. **PUBLIC APPEARANCES/PRESENTATIONS:**

- a. Presentation by Mr. Juan De Lara of Federated Insurance Company/Black Emerald LLC and Mr. Paul Quill a Consultants of Innovative Land Concepts, on the Travertine Point Master Plan Project. Mr. De Lara indicated that this public meeting is one of many to come, to keep the public informed and updated on status of the project, which will be in planning for the next eight to ten years. Mr. De Lara distributed a copy of the Travertine Point Master Plan Project, to the board members.

Ms. Shirley Palmer, President, informed the guest speakers that the part of the project located in Imperial County is in the sphere of influence of Salton Community Services District, therefore, we are the lead agency in all the services we provide, such as: sewer service, parks & recreation, fire protection, street lighting and other.

8. **PUBLIC COMMENTS:**

- a. Rosa Reagles announced a neighborhood watch meeting at the Chamber on July 26, 2008, @ 10:00 a.m.

9. **CONSENT CALENDAR:**

- a. Approval of the minutes of the special meeting of June 13, 2008
- b. Approval of the minutes of the regular meeting of June 17, 2008
- c. Approval of Best, Best & Krieger's invoice in the amount of \$ 7,233.97 through June, 2008
- d. Current Demands for the month of June, 2008
- e. Approval of the minutes for the safety meeting of July, 2008
- f. Approve Best, Best & Krieger to review/update S.C.S.D. conflict-of-interest code, if needed.

Approved items: c,d, e, & f of the consent calendar on a motion made by Director Robert Butler, seconded by Director James Barrett. Motion carried on a 4 -1 vote with Director Barrett voting no because his agenda did not have an amount listed for Best, Best & Krieger's invoice.

Director Barrett pulled items: a,b,c for discussion.

Approved items a & b on motion made by Director Robert Butler, seconded by Director James Barrett, with the corrections. All in favor. The motion carried.

Corrected: minutes of June 13, 2007, "All in favor" Minutes of June 17, 2008 " postponed"

**10. 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, Thomas Cannell was absent, Director Robert Butler read the report. A copy of the report is attached to the minutes.
- c. Fire Department, Rosa Reagles read the report. She thanked everyone that supported the 5<sup>th</sup> of July celebration. A copy of the report is attached to the minutes.

**11. MEMBERS OF THE BOARD/ORGANIZATIONS REPORTS:**

- a. Architectural Committee—Ms. Linda Lockhart, Chairperson. No report, the committee goes dark for the months of July and August.
- b. Golf Course— Mr. Smotherman, President. No. report was given.
- c. Nature Trail—Mr. Don Stephen, President reported that nothing is going on right now, for the summer. . He was asked by Director Neal if the committee could use help from people needing to do hours of community services.

**12. OLD BUSINESS:**

- a. Approve negotiations of amendment to recycling and refuse disposal contract with Burrtec by BB&K. A motion was made by Director James Barrett, seconded by Director Jerry Medders, approving Best, Best & Krieger to continue negotiating the contract. All in favor. The motion carried.

The attorney will look into legal compliance issues. When a proposed contract is reached, Mr. Patterson will then will bring it back to the Board for final approval.

- b. Approve Ordinance No. 2008-03 entitled “an ordinance of the Salton Community Services District Board of Directors authorizing the continued imposition of the district’s sewer standby charges.” Second Reading. A motion was made by Director Robert Butler, seconded by Director Jerry Medders, waiving the second reading and approving the Ordinance. Voting yes: Jerry Medders, Barrett, Robert Butler, Darryel Neal & Shirley Palmer. Voting No: James Barrett.
- c. Approve proposal for audit services for fiscal year 2007-2008 submitted by Mr. George Woo. A motion was made by Robert Butler, seconded by James Barrett, approve the proposal submitted by George Woo. Motion carried on a 4 -1 vote with Director Darryel Neal voting no.

NOTE: It was requested that next year, Mr. Woo attend the meeting for introductions.

- d. Approve budget for fiscal year 2008-2009. A motion was made by Director James Barrett, seconded by Director Robert Butler, approving the budget. All in favor. The motion carried.

**13. NEW BUSINESS:**

- a. Opened Public hearing at 8: 15 p.m.; Conduct a public hearing to consider all evidence, testimony objections, or protest by all interested person, to the written report of the annual Salton Community Services District sewer standby charge and consider adopting the report. “One protest was received. The district does not have the authority to collect the standby fee. Closed public hearing at 8:17 p.m.
- b. Approve Resolution No. 2008-7-1 entitled” a resolution of the Board of Directors of the Salton Community Services District adopting the report of the annual sewer standby charge and directing the secretary of the district to file said report with the Imperial County Auditor and request the auditor place the fiscal year 2008-2009 standby charge on the tax roll.” A motion was made by Director Robert Butler, seconded by Director Darryel Neal, approving Resolution No. 2008-7-1. The motion carried on a 4 -1 vote, with Director James Barrett voting no.  
  
Director Barrett expressed concern with the date the Ordinance becomes effective, 30 days after its adoption. The secretary stated that the resolutions must be submitted to the auditor’s office by August 10, 2008. Anticipating the dates, she spoke with both, Attorney Kelly Salt, and Ms. Ann McDonald of the auditor’s office. Ms McDonald has indicated that we have time since her and I spend the month of August going back and forth verifying changes. Therefore, by the time the resolutions go before the Board of Supervisors for approval, the ordinance would be in effect.
- c. Approve Resolution No. 2008-7-2 entitled “a resolution of the Board of Directors of the Salton Community Services District making the required annual finding for the channel maintenance assessments for Tract 572-A, 662, and 679 for the fiscal year ending July 1, 2008.” A motion was made by Director James Barrett approving the Resolution titled just read by the Chair.

The motion died for lack of a second.

- d. Approve Resolution No. 2008-7-3 entitled " a resolution of the Board of Directors of the Salton Community Services District to direct the Finance Officer to file with the County Auditor a schedule of appropriation for 2008-2009 and request that the sewer user fees for fiscal year 2008-2009 be affixed accordingly." A motion was made by Director Robert Butler, seconded by Director Jerry Medders, approving Resolution 2008-7-3. All in favor. The motion carried on 4 -1 vote, with Director James Barrett voting no because the increase was not based on facts.

NOTE: The \$280.80 per unit per year, reflects \$40.80 per unit increase from the previous year.

- e. Approve Resolution No. 2008-7-4 entitled "a resolution of the Board of Directors of the Salton Community Services District to direct the Finance Officer to file with the County Auditor a schedule of appropriation for 2008-2009 and request that channel maintenance assessments for fiscal year 2008-2009 be affixed accordingly." A motion was made by Director Jerry Medders, and seconded by Director Robert Butler, approving the Resolution for discussion. After discussion a second motion was made by Director Robert Butler, seconded by Director Jerry Medders, approving Resolution No. 2008-7-4. The motion carried on a 3 -2 roll call vote: Voting yes: Robert Butler, Jerry Medders, Shirley Palmer: Voting no: James Barrett and Darryel Neal,
- f. Approve Resolution No. 2008-7-5 entitled "a resolution of the Board of Directors of the Salton Community Services District bringing the sewer user ordinance into compliance with Article XIIID of the State Constitution as it pertains to Mobile Home Park sewer user fees." A motion was made by Director Robert Butler, and seconded by Director Darryel Neal, to discuss the item. Director James Barrett read the resolution in its entirety for the record. After a long discussion, a second motion was made by Director James Barrett approving Resolution No. 2008-7-5. The motion died for lack of a second.
- i. Approve amendment to Fire Department Policy regarding drug testing policy. The Secretary recommended that the drug testing policy currently in effect and being administered by Cal-Test Inc. should also include the fire department personnel. A motion was made by Director Robert Butler, and seconded by Director Jerry Medders, approving the recommendation regarding the drug testing policy for the fire Department. All in favor. The motion carried.

**14. ADJOURNMENT:**

Motion by Director Robert Butler, seconded by Director Jerry Medders, to adjourned the meeting at 9:35 p.m.

Attest:



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

Shirley Palmer,  
President of the Board