



**Cabazon Water District**  
14-618 Broadway Street • P.O. Box 297  
Cabazon, California 92230

**REGULAR BOARD MEETING**

**Minutes**

**Meeting Location:**  
Cabazon Water District Office  
14-618 Broadway Street  
Cabazon, California 92230

**Meeting Date:**  
January 26, 2015 – 6:00 PM

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**REMEMBRANCE OF OUR SERVICE MEN AND WOMEN**

**ROLL CALL**

Director Joseph Tobias - Present  
Director Teresa Bui - Present  
Director Martin Sanderson - Present  
Board Vice Chair Janet Mejia - Present  
Board Chair Kerri Mariner - Present

Calvin Louie, General Manager - Present  
Elizabeth C. Lemus, Board Secretary - Present  
Linda S. Halley, Financial Consultant - Absent  
Joseph Ortiz, Best Best & Krieger Law Firm - Absent  
Steve Anderson, Best Best & Krieger Law Firm - Present

**Note: This meeting was recorded by the District -**

**PUBLIC COMMENTS**

Any person may address the Board of Directors at this time on any matter within the subject matter jurisdiction of the Cabazon Water District that is not listed on the agenda; however, any matter that requires

action will be referred to staff for investigation and reported at a subsequent Board of Directors meeting. The Board of Directors is prohibited by law from discussing or taking immediate action on items during this public comment period. To comment on specific agenda items, please advise the Board secretary prior to the meeting. Each public comment will be limited to three (3) minutes. Individuals may not give their time away to another spokesperson. After two (2) minutes, the speaker will be notified that he/she has one (1) minute remaining. AB 1234 ORAL REPORTS (Gov. Code Sec. 53232.3(d))

### CONSENT CALENDAR

All matters in this category are considered to be consistent with the Board/District goals, District Policies and Regulations adopted and/or approved by the Board of Directors, and will be enacted in one motion. There will be no separate discussion of these items. If discussion is required, items may be removed from the consent calendar and will be considered separately.

1. Approval of:

- a. Finance and Audit Committee Meeting Minutes of December 15, 2014, regarding November 2014 Financials
- b. Regular Board Meeting Minutes of December 15, 2014

Motion to approve consent calendar item (a.) Finance and Audit Committee Meeting Minutes of December 15, 2014, regarding November 2014 Financials made by Director Bui and 2<sup>nd</sup> by Director Sanderson.

Director Tobias - Aye  
Director Bui - Aye  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner - Aye

Motion to approve consent calendar item (b.) Regular Board Meeting Minutes of December 15, 2014 made by Director Sanderson and 2<sup>nd</sup> by Director Mejia.

Director Tobias - Abstain  
Director Bui - Nay\*  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner - Aye

\*Director Bui wanted it recorded that she felt the December 15, 2014 Regular Board Meeting minutes were incorrect.

2. Warrants - None
3. Awards of Contracts - None

### UPDATES

Update: San Gorgonio Pass Water Taskforce Update  
(by Director Mariner)

Update:                   **Manager's Operations Report  
(by General Manager Louie)**

- Almond Vault Repair Update
- Desert Hills Premium Outlets – Production Well #5 Update
- Technology Update – Website & Audio/Video
- California Rural Water Association – South Tahoe Expo – April 27 – 29, 2015 – commitments to attend due on the Regular Board meeting scheduled for February 16, 2015.
- Association of California Water Agency – Membership
- Work Order & Calls for Service Statistics for the 2014 Calendar Year
- Artificial Turf – Promote Water Conservation
- California Sustainable Groundwater Management Act.
- Labor Cost Monitoring Procedure Update

**OLD BUSINESS**

1. Discussion/Action:    **AB 1234 Mandatory Ethics Training for Public Officials and Designated Employees (by General Manager & General Counsel)**
- Board to approve February 23, 2015 – 4:00 pm to 6:00 pm – Board/Multi-purpose room (14618 Broadway Street, Cabazon, CA 92230)

**Motion to approve AB1234 Mandatory Ethics Training for Public Officials and Designated Employees on February 23, 2015, from 4:00 pm to 6:00 pm at the District Office made by Director Mejia and 2<sup>nd</sup> by Director Sanderson.**

Director Tobias - Aye  
Director Bui - Aye  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner – Aye

**NEW BUSINESS**

1. Discussion/Action:    **Customer Concern: Hugo Brizuela  
(by Board Secretary)**
- Account: 3-14586HB, Manzanillo**

**After some discussion regarding how the billing system works, meter rereads, leak detection, etc., no motion was made, but the customer left without any further complaint.**

2. Discussion/Action: Approval of revisions to Director Policies  
(by General Manager & General Counsel)
- a. Approval of RESOLUTION 01-2015: CIVILITY POLICY
  - b. Approval of policy for adding Future Items onto the Agenda by Board members.
  - c. Discussion on public request to the Board to add items onto the Agenda.

Motion to table the Approval of revisions to Director Policies until the February 23, 2015 Board Meeting made by Director Tobias and 2<sup>nd</sup> by Director Sanderson.

Director Tobias - Aye  
Director Bui - Aye  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner - Aye

3. Discussion/Action: District Sponsor Events/Water Conservation Education for 2015 –  
Authorize the General Manager or his designees to plan and fund  
for the following: (by General Manager)\*

\*NOTE: Each of the following was voted on separately with  
specific monetary amounts, shown further below.

- Water Conservation Art Contest April 2015
- Field Day – Cabazon Elementary School May/June 2015
- Cabazon Harvest Fest October 2015
- Community Service Appreciation & Holiday Event  
November 2015
- Cabazon Christmas Parade & Holiday Lunch December  
2015

Motion to approve a total of \$200 to be funded towards the 4<sup>th</sup> and 5<sup>th</sup> grade Cabazon Elementary School Water Conservation Art Contest April 2015 made by Director Bui and 2<sup>nd</sup> by Director Sanderson.

Director Tobias - Aye  
Director Bui - Aye  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner – Aye

Motion to approve a total of \$500 to be funded towards the Cabazon Elementary School Field Day May/June 2015 made by Director Bui and 2<sup>nd</sup> by Director Sanderson.

Director Tobias - Aye  
Director Bui - Aye  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner – Aye

Motion to approve a total of \$50 to be funded towards the Cabazon Harvest Fest October 2015 made by Director Sanderson and 2<sup>nd</sup> by Director Bui.

Director Tobias - Aye  
Director Bui - Aye  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner – Aye

Motion to deny funding for the Community Service Appreciation & Holiday Event November 2015 made by Director Tobias and 2<sup>nd</sup> by Director Sanderson.

Director Tobias - Aye  
Director Bui - Aye  
Director Sanderson - Aye  
Director Mejia - Abstain  
Director Mariner – Aye

Motion to approve a total of \$500 to be funded towards the Cabazon Christmas Parade and Holiday Lunch December 2015 made by Director Bui and 2<sup>nd</sup> by Director \_\_\_\_\_.

Amended motion to approve a total of \$700 to be funded towards the Cabazon Christmas Parade and Holiday Lunch December 2015 made by Director Sanderson and 2<sup>nd</sup> by Director Bui.

Director Tobias - Aye  
Director Bui - Aye  
Director Sanderson - Aye  
Director Mejia - Abstain  
Director Mariner – Aye

4. Discussion/Action: Website Initial Video – Water Quality Report

Board to authorize General Manager to research & develop proposal and cost to produce an educational video, "2014 Annual Water Quality Report."

Motion to authorize the General Manager to research and develop a proposal and cost to produce and educational video, "2014 Annual Quality Report" made by Director Sanderson and 2<sup>nd</sup> by Director Mejia.

Director Tobias - Aye  
Director Bui - Aye  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner - Aye

5. Discussion/Action: Investigative and Legal Expenses (by Board)

- Resident Maxine Israel expressed concern to the investigative and legal expenses being incurred by the District initiated by Board members individual and collectively.

Motion to deny Ms. Israel's request to generate a report regarding the investigative and legal expenses incurred by an investigation against the General Manager made by Director Sanderson and 2<sup>nd</sup> by Director Tobias\* \*\*

\*Before a Roll Call Vote was fully performed, after further discussion, Director Tobias withdrew his 2<sup>nd</sup>.  
\*\* NOTE: Director Bui wished it to be recorded that she felt she did not have the opportunity to speak.

Motion to table New Business: Discussion/Action Item #5: Investigative and Legal Expenses until after Closed Session made by Director Sanderson, 2<sup>nd</sup> by Director Mejia\*

\*Before a Roll Call Vote was performed, Director Tobias made the following Amended Motion:

Amended motion to provide Ms. Maxine Israel a satisfactory explanation of the investigative and legal expenses after Closed Session made by Director Tobias, 2<sup>nd</sup> by Director Mejia.

Director Tobias - Aye  
Director Bui - Abstain  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner – Aye

Motion to preset a time to adjourn the January 26, 2015 Regular Board Meeting at 10:15 pm made by Director Mariner, 2<sup>nd</sup> by Director \_\_\_\_\_.

Amended motion to preset a time to adjourn the January 26, 2015 Regular Board Meeting at 10:00 pm made by Director Sanderson, 2<sup>nd</sup> by Director Mejia.

Director Tobias - Abstain  
Director Bui - Nay  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner – Aye

**PUBLIC COMMENTS REGARDING CLOSED SESSION**

Any person may address the Board of Directors at this time on any matter within the subject matter jurisdiction of the Cabazon Water District that is listed on the agenda for Closed Session; however, any matter that requires action will be referred to staff for investigation and reported at a subsequent Board of Directors meeting. The Board of Directors is prohibited by law from discussing or taking immediate action on items during this public comment period. To comment on specific agenda items, please advise the Board secretary prior to the meeting. Each public comment will be limited to three (3) minutes. Individuals may not give their time away to another spokesperson. After two (2) minutes, the speaker will be notified that he/she has one (1) minute remaining. AB 1234 ORAL REPORTS (Gov. Code Sec. 53232.3(d))

NOTE: The Board went right into Closed Session after their prior vote to set a pre-determined time to adjourn the meeting.

**CLOSED SESSION**

1. Conference with Legal Counsel – Anticipated Litigation

Significant Exposure to litigation pursuant to Government Code section 54956.9(d)(2) (1 case)

**OPEN SESSION**

Report to Public of Action Taken in Closed Session (if any)

No reportable action in Closed Session.

Motion to deny New Business: Discussion/Action Item #5: Investigative and Legal Expenses: made by Director Tobias 2<sup>nd</sup> by Director Sanderson.

Director Tobias - Aye  
Director Bui - Aye  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner – Aye

**BOARD/GENERAL MANAGER COMMENTS**

**1. Future Agenda Items**

The Board Chair or the majority of the Board may direct staff to investigate and report back to an individual(s) and the Board on matters suggested or direct the General Manager/Board Secretary to place the matter on a future Board meeting.

- Suggested agenda items from the Public.
- Suggested agenda items from Board Members.

NOTE: During "suggested agenda items from Board Members", the time struck 10:00 pm, and due to a prior motion to pre-determine the meeting to adjourn at 10:00 pm, the Board adjourned without further ado.

- Suggested agenda items from Management.

**2. Board Member Comments**

Board members may speak on items of information not requiring comment or discussion to the Board and public. (3 minutes)

**3. Management Comments**

Staff members may speak on items of information not requiring comment or discussion to the Board and public. Topics which may be included on a future meeting agenda may be presented but cannot be discussed. (3 minutes)

**MISCELLANEOUS**

**1. Future Board Items/Next Board Meeting Date(s)**

- a. Finance & Audit Workshop – February 23, 2015, 3:45 pm (Third Monday is President Day)
- b. Regular Board Meeting – February 23, 2015, 6:00 pm (Third Monday is President Day)
- c. Personnel Committee – None
- d. San Gorgonio Water Task Force – Technical Committee – Banning City Hall  
February 25, 2015 – 4:00 PM
- e. San Gorgonio Water Task Force – General Meeting – Banning City Hall – February 25,  
2015 – 6:00 PM



**ADJOURNMENT**

\*Motion made earlier in the meeting\*

Motion to preset a time to adjourn the January 26, 2015 Regular Board Meeting at 10:15 pm made by Director Mariner, 2<sup>nd</sup> by Director \_\_\_\_\_.

Amended motion to preset a time to adjourn the January 26, 2015 Regular Board Meeting at 10:00 pm made by Director Sanderson, 2<sup>nd</sup> by Director Mejia.

Director Tobias - Abstain  
Director Bui - Nay  
Director Sanderson - Aye  
Director Mejia - Aye  
Director Mariner - Aye

Meeting adjourned at 22:00 hr. on Monday, January 26, 2015



Kerri Mariner, President  
Board of Directors  
Cabazon Water District



Elizabeth Lemus, Secretary  
Board of Directors  
Cabazon Water District

ADA Compliance Issues

*In compliance with the Americans with Disabilities Act & Government Code Section 54954.2, if special assistance is needed to participate in a Board meeting, please contact the Clerk of the Board at (951) 849-4442. Notification of at least 48 hours prior to meeting time will assist staff in assuring that reasonable arrangements can be made to provide access.*