



**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:**  
April 13, 2015 – 6:00 PM

#### **CALL TO ORDER**

#### **PLEDGE OF ALLEGIANCE**

#### **REMEMBRANCE OF OUR SERVICE MEN AND WOMEN**

#### **ROLL CALL**

Director Tobias	Present @ 1802 hr.
Director Bui	Present
Director Mariner	Present
Vice Chair Sanderson	Present
Board Chair Mejia	Present
Board Secretary Lemus	Absent
General Manager Louie	Present
Counsel Joe Ortiz	Present

#### **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 and warrants approved by the committee of March 16, 2015, regarding February 2015 Financials
- b. Regular Board Meeting Minutes of March 16, 2015

Motion made by Dir. Sanderson to approve the Minutes listed on the Consent Calendar 1 (a) and 1 (b), 2<sup>nd</sup> by Dir. Mariner

Director Tobias	Yes
Director Bui	Nay
Director Mariner	Yes
Vice Chair Sanderson	Yes
Board Chair Mejia	Yes

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

### UPDATES

**Update: San Gorgonio Pass Water Taskforce Update  
(by General Manager Louie)**

- Update on Sub-Committees
- Supervisors San Gorgonio Pass Water Summit, May 14, 2015 at Morongo Resort & Spa, Cabazon, CA.
- Recycle Water Workshop April 16, 2015 at Eastern Municipal Water District
- [www.passwateralliance.org](http://www.passwateralliance.org) or [www.passwateralliance.com](http://www.passwateralliance.com) – San Gorgonio Pass Regional Water Resource Alliance
- [www.iEfficient.com](http://www.iEfficient.com) – Consortium of Inland Empire Water District

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

- Press conference – Riverside County Now 10<sup>th</sup> Most Populated In USA – Supervisor Marion Ashley, 5<sup>th</sup> District – Supervisor John J. Benoit, 4<sup>th</sup> District, and Chuck Washington,

3<sup>rd</sup> District – held at Cabazon Library, Cabazon, CA on March 26, 2015

- **Nestle Waters – Arrowhead Bottling Plant, Cabazon, Calif.**
  - Water Conservation Event in Cabazon
  - Nestle statement regarding California's drought conditions – from David Thorpe, Regional Director, Western Region
- **Collection Activities**
- **Calls for Service**
- **Current Emergency Response and Repair Crew Contracts – Rates; In response to Director Tobias's inquiry during the March 16, 2015 Regular Board Meeting.**

*Legal Counsel – Advised the Board that the questions being raised by Director Tobias and Director Bui should be addressed in closed sessions under potential liability.*

#### **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))

#### **CLOSED SESSION**

Complaint against Director Teresa Bui

- Improper Conduct – filed by Cabazon Resident
- Dishonesty – filed by Calvin Louie, General Manager

1. Conference with Legal Counsel – Anticipated Litigation

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

#### **OPEN SESSION**

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

Legal Counsel reported out no action was taken.

**NEW BUSINESS**

1. Discussion/Action: Customer Concern: Edward Alan Szykowski, Dolores St.  
Acct. No. 4-4019 SZYN
- Approve General Manager's recommendation to the Board on customer's request.

Motion made by Director Mariner to accept the General Manager's recommendation to credit Mr. Szykowski's water account accordingly, 2<sup>nd</sup> by Director Bui.

Director Tobias	Abstained – Cited Szykowski was a close friend.
Director Bui	Yes
Director Mariner	Yes
Vice Chair Sanderson	Yes
Board Chair Mejia	Yes

2. Discussion/Action: Consideration of Bids / Selection of Emergency Response & Water Pipeline Maintenance Contractor (by the Board)

Motion made by Director Mariner to authorize the General Manager to negotiate the best rates from all four (4) bidders and report to the Board at the May 18, 2015, Board meeting, 2<sup>nd</sup> by Director Bui.

Director Tobias	Yes
Director Bui	Yes
Director Mariner	Yes
Vice Chair Sanderson	Yes
Board Chair Mejia	Yes

3. Discussion/Action: Agenda reorganization of Public Comment: request moving "public comments" from the beginning of Regular Board Meetings to be heard after (by Director Sanderson and Director Mejia)

Motion made by Director Mariner to move Public Comment after Consent Calendar and Agenda Items, 2<sup>nd</sup> by Director Bui.

Director Tobias	Yes
Director Bui	Yes
Director Mariner	Yes
Vice Chair Sanderson	Yes
Board Chair Mejia	Yes

*Director Bui – requested that it be noted: "It's not fair for a resident to wait an entire meeting to make their comments."*

*Director Mariner – requested that it be noted: "I believe it is fair for residents to be able to show up for their comments."*

4. Discussion/Action: Board to Approve to Facilitate Convening Meetings – Maximum of 3 to 5 meetings, no more than 2 hours each.

To maximize business and organizational performance by strengthening working relationships.

Motion made by Director Mariner to table this item, 2<sup>nd</sup> by Director Sanderson.

Director Tobias	Yes
Director Bui	Yes
Director Mariner	Yes
Vice Chair Sanderson	Yes
Board Chair Mejia	Yes

The General Manager recommended to the Board to table this matter and await for a disposition from the closed session matter to discuss facilitating a convening meeting.

#### OLD BUSINESS

1. Discussion/Action: Customer Concern: Nicholas Christiansen, Mission St. Acct. No. 3-3067NC (3<sup>rd</sup> Time on the Agenda)

Motion made by Director Sanderson to support the General Manager's recommendation to deny Mr. Christiansen's request, 2<sup>nd</sup> by Director Mariner.

Director Tobias	Yes
Director Bui	Yes
Director Mariner	Yes
Vice Chair Sanderson	Yes
Board Chair Mejia	Yes

#### 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.

*Saldana – Public sign or Billboard to notify public of when Board meetings are being held. (item supported by Director Bui & Director Sanderson)*

- Suggested agenda items from Board Members.

*Director Bui – Claims Mr. Saldana's 1<sup>st</sup> Amendment Rights are being violated. (Legal Counsel advised the Board and asked Director Bui to please submit this matter in a formal written complaint. The Board was reminded that there are certain Skelly requirements if the allegations involves a District employee.)*

- Suggested agenda items from Management.

None

2. Board Member Comments

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

*Tobias – The Board President should go last on Board and Management comments. (Item supported by Director Tobias and Director Sanderson)*

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)

- Finance & Audit Workshop – May 18, 2015, 3:45 pm
- Regular Board Meeting – May 18, 2015, 6:00 pm
- Personnel Committee – None
- San Gorgonio Water Task Force – Technical Committee – Banning City Hall  
April 29, 2015 – 4:30 PM
- San Gorgonio Water Task Force – General Meeting – Banning City Hall – April 29, 2015 –  
6:00 PM


ADJOURNMENT

Motion made by Director Mariner to adjourn the meeting at 2047 hr., 2nd by Director Sanderson.

Director Tobias	Yes
Director Bui	Yes
Director Mariner	Yes
Vice Chair Sanderson	Yes
Board Chair Mejia	Yes

Meeting Adjourned at 20:47 hr. on Monday, April 13, 2015.

  
\_\_\_\_\_  
Janet Mejia, Board Chair  
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.*

