



REGULAR MEETING MINUTES
Graton Community Services District (GCSD)
Meeting of the GCSD Board of Directors
Monday, March 18, 2013 at 6:00 PM
Graton Day Labor Center
2981 Bowen St. Graton, CA 95444

1. **Call to Order 6:03 pm**
2. **Roll Call:** Determination of a Quorum: Jane Eagle, John Roehl, Eric Kritz, and Roland Weibe present; David Mahnke absent.
3. **APPROVE AGENDA:** Order of agenda revised to add section 4.A, response to prior public comments received by the District.
- 4A. **BOARD RESPONSE TO PUBLIC COMMENTS**
GCSD Board President Eagle provided brief response to prior meeting public comments.
4. **PUBLIC COMMENT**

Hollynn D'lil: would like information about invoices, especially acronyms and codes used in invoices. Also expressed concerned about costs of change orders so early in the project. Requested budget projection for next year. Asked about the proposed new loan and district encumbrances; explain apparent difficult relations w/KG Walters: interest payments. Would like to see invoices for GM and Mr. Rosenberg.

Board responses: Change orders are on the agenda. In board packet there is a budget projection. J Rosenberg responded: attorney bills are privileged attorney-client communication. However, if desired, public can submit a public records act request for a non-privileged summary.

Paula Magueri: SRF is late in getting the money for paying bills shouldn't they be responsible? Is KG Walters involved in a lawsuit against the district? please explain *Board response this is a closed session item. Outcomes for closed session items are reported out after the closed session. Board has no obligation and is advised not to discuss closed session items in open session.*

Richard Coleman: Are we still paying 2k a month for loan interest from lack of FEMA resolution?. It seems like free money is not so free. Understands that pasteurization technology is based on natural gas for heat. How much will it cost per month?

Lescure responded: gas price is more stable than electricity.

Elizabeth Herron: would like clarification about cost breakdowns in Lescure's invoices; *Mr. Lescure and Ms. Huttner responded.* Herron thanked the District for the newsletter, but asked to subconsolidate the mailing list. Is the money leveraged by the district being counted more

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than once? Muni Finance agreement question what is the term of the loan? *Her public comments were provided to board in written form.*

Karen Hendrickson: Would like clarification about the loan. Concerns about KG Walters interest payment late fees. Would like to participate to help resolve such issues; volunteered to be on a budget committee.

5. CONSENT CALENDAR

- A. Review of February Operations and Construction Financial Statements
- B. Review and approval of Special Meeting minutes from February 11, 2013
- C. Review and approval of KG Walter's payment request #7
- D. Review and approval of District Engineer's February 2013 Invoices
- E. Approval of a Purchase Order with Heron Innovators for a Suspended Air Flotation ("SAF") Control equipment in an amount not to exceed \$76,279

Jane Eagle moved to approve all consent calendar items; ERIC Kritz seconded the Motion to approve the items on the consent calendar with no changes. Passed unanimous with D. Mahnke absent.

Eagle__yes__.Wiebe_ yes __, Roehl__ yes __, Kritz__ yes __, ___Mahnke__ABSENT.

ACTION ITEMS

6. DISCUSSION AND CONSIDERATION OF A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH LESCURE ENGINEERS, INC., RELATED TO THE WASTEWATER TREATMENT PLANT UPGRADE PROJECT

Jane Eagle moved to approve the agreement; Roland Wiebe seconded the Motion. Passed unanimous with D. Mahnke absent.

Eagle__yes__, Wiebe_ yes __, Roehl__ yes __, Kritz__ yes __, ___Mahnke__ABSENT.

7. DISCUSSION AND CONSIDERATION OF A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND INSTALLMENT SALE AGREEMENT, AND AUTHORIZING AND DIRECTING CERTAIN ACTIONS IN CONNECTION WITH THE ACQUISITION AND CONSTRUCTION OF WASTEWATER SYSTEM IMPROVEMENTS

Jane Eagle moved to approve the resolution; John Roehl seconded the Motion. Passed unanimous with D. Mahnke absent.

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Eagle: __yes, Wiebe: yes, Roehl: yes __, Kritz_ yes, Mahnke: __ABSENT.

8. DISCUSSION RELATED TO POTENTIAL REVISIONS TO DISTRICT'S SPHERE OF INFLUENCE AND POLICY REGARDING NEW CONNECTIONS TO SEWER SERVICE

Board expressed support for potential revisions to the GCSO Sphere of Influence. Item to be taken up at a future meeting.

9. DISCUSSION AND CONSIDERATION OF FORMING A BUDGET SUBCOMMITTEE

Board expressed support for forming a budget committee, with Eric Kritz serving as Board liaison; Karen Hendrickson agreed to participate as a community liaison.

Eagle__Wiebe__Roehl__Kritz____Mahnke_____

INFORMATIONAL REPORTS

10. GENERAL MANAGER'S REPORT

- A. Construction Progress Update – electricity service extension agreement
- B. Treatment Plant Operations Update
- C. Report regarding Bioassay Results 100% survival zero toxicity.
- D. Energy efficiency finance incentives – proposal Rosenblum Environmental

11. OUTREACH

- A. Newsletter sent out – US Postal Service requires new format snags with newsletter mailing list and w/ USPS to be investigated by GCSO staff.
- B. Engineer's construction slide show – will be scheduled for a future date board and interested others will be notified via email. Date and Time to be announced and posted on website.
- C. Website is being modified Eric Kritz met w/ Webmaster Brenda Phillips and reported back presenting possible layouts

12. GENERAL BOARD INFORMATION

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A. Statement of Economic Interest (FORM 700) (Mandatory) **Due by April 2, 2013**
Form 700 provided to board members; staff will follow up to provide the required form to absent board member and others, as required.

13. **BOARD COMMUNICATIONS- none.**

14. **CLOSED SESSION**

CONFERENCE WITH LEGAL COUNSEL: ANTICIPATED LITIGATION -
Significant exposure to litigation pursuant to subdivision (b) of Government Code § 54956.9: 1 case (KG Walters potential claim)

15. **REPORT OUT OF CLOSED SESSION** – direction given, no reportable action.

16. **DISCUSSION AND CONSIDERATION OF THE FOLLOWING KG WALTERS CHANGE ORDERS:**

- A. Change order #25
- B. Change order #26
- C. Change order #27
- D. Change order #28

Eagle__y__ Wiebe__absent__ Roehl__y__ Kritz__y__ Mahnke__absent__.

Jane Eagle moved to approve the change orders, John Roehl 2nd motion, approved unanimously with Roland Wiebe and David Mahnke absent.

17. **ADJOURNMENT Meeting adjourned at _____ pm.**

Minutes approved by *Roland Wiebe* Date *4/15/13*.