

FRAZIER PARK PUBLIC UTILITY DISTRICT
4020 Park Drive - Frazier Park, CA 93225
FPPUD/LOW Pre-Planning Committee
MINUTES FOR THURSDAY, APRIL 28, 2016
Schoenberg/Durso 5/0/0
Minutes Approved on May 12, 2016

1. Call to Order: 6:02pm.

Roll Call of Directors: Durso, Garcia, Gipson, and Schoenberg.
Director Neyman present as the chairperson.
Also present: Jonnie Allison, Tiffany Matte and Linda Sheldon.

2. Discussion/Vote/Adjust Agenda if Necessary.

Motion: Move Agenda Item #5 Accounts Payable and Financial Information to between Items #7 and #8 on Unfinished Business.

Schoenberg/Gipson 5/0/0, Motion Passed.

3. Public Comments - None. Present: Terry Kelling, Dee Jaspar, Diane Smallwood, Maria, Dave Warner and Patric Hedlund.

4. Manager's Report.

General Manager (GM) Jonnie Allison reported he received a letter from Jesse Dhaliwal stating the FPPUD failed to take Nitrate sampling for 2015. This is the first time this has happened in the last 6 years. The District will need to send out a letter informing everyone in the community and include it in the CCR.

a. Admin Assistant's report.

Administrative Assistant Tiffany Matte spoke with Sherri Dumin from California Bank & Trust who wanted to know if the Board was interested in having her give a presentation to the Board regarding banking services. The Board agreed it would be helpful. The Board of Directors Bonds have been completed and received from Hartford Insurance.

5. Accounts Payable and Financial Information - Moved per adjustment of the Agenda.

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6. Discussion/Vote on Polling Ballots that Arrived After April 14, 2016.

There were about 20 polling ballots that were received after the April 14th deadline indicated on the information form sent out to the District. The Board, along with the staff and community members present, discussed the best way to handle these ballots. Some believed the Board had no particular reason for choosing this date, the ballots are not legally binding, so ballots received after should still be considered. Others felt that, in order for the Board to appear consistent, the date provided to the public should be kept firm.

Motion: Move that we not count them but we add them to the database so if somebody has a question about the count, they're on the database.
Schoenberg/Gipson 4/1/0, Motion Passed - Director Neyman no.

7. Discussion/Possible Vote on Lake of the Woods/Frazier Park Pre-Planning Grant/Pre-Planning Funds.

a. Poll results counted and announced to project area.

Two members of the public opened the envelopes and for each ballot announced the service address, whether the ballot indicated "property owner" or "renter" and the "yes" or "no" vote. This information was tabulated in a spreadsheet created by the Clerk of the Board.

Motion: To move on to #5.
Schoenberg/Gipson 5/0/0, Motion Passed.

5. Accounts Payable and Financial Information.

Director Schoenberg went over the checks to be signed.
Checks for Pre-Planning Claim #5 were cut for an amount totaling \$7,327.66.
Checks for Pre-Planning Claim #6 were cut for an amount totaling \$8,703.21.

Motion: Move that we pay our bills.
Schoenberg/Garcia 5/0/0, Motion Passed.

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Motion: Move that we go to #8a right now, before we continue the vote on the ballots.

Gipson/Garcia 5/0/0, Motion Passed.

8. Update/Discussion/Vote on USDA Emergency Community Water Assistance Grant (ECWAG).

a. Discussion/Vote on partial payment requests.

Claim #15 was approved by the Board but the State indicated they hadn't received it. Curtis Skaggs was unable to locate a signed copy. A new copy was re-signed and given to Dee Jaspar to submit to the State.

Partial Payment Request #17

Dee Jaspar & Associates Invoice #16-02028 dated 02/29/16, in the amount of \$514.50 for final design phase.

Motion: Move to approve Claim #17 in the amount of \$514.50.

Schoenberg/Garcia 5/0/0, Motion Passed.

Partial Payment Request #18 - \$476.12

Dee Jaspar & Associates Invoice #16-03026 dated 03/31/16, in the amount of \$165.06 for contract award services and legal fees.

Dee Jaspar & Associates Invoice #16-03027 dated 03/31/16, in the amount of \$311.06 for contract award services and legal fees.

Motion: Move to pay Claim #18.

Schoenberg/Garcia 5/0/0, Motion Passed.

Dee Jaspar gave an update on the status of the well. A notice to proceed was issued to the contractor. There will be a pre-construction meeting next Wednesday. The equipment will be reconditioned, Sansone will finish the mechanical portion and the District will tie-in the well.

Gm Allison reported he has ordered the parts needed for the tie-in and they should be delivered soon.

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Motion: Move to go on to #9.
Schoenberg/Gipson 5/0/0, Motion Passed.

9. Discussion/Vote on Attending a Presentation by Tejon Ranch Company.

Director Schoenberg explained the FPPUD was invited on April 5th to an informal meeting at Tejon Ranch Company, with Lake of the Woods, to update the attendees on current projects. They had done a basin study with a few other water companies and asked the FPPUD if they would be interested in being part of a water basin study. The basin study would include all of the water companies on the mountain, with TRC being the lead agency. They also asked the Board to vote on whether or not they're interested in attending a real estate presentation on the status of their 3 developments.

Dee Jaspar described the Sustainable Groundwater Management Act (SGMA) and its relevance to the mountain communities. Currently, the local area is not defined as a critical basin because it is not in a state of overdraft like the San Joaquin Valley is. There will come a time when the basin will need to be studied and, at that time, a Groundwater Sustainability Authority would be created. This Authority would be responsible for preparing the groundwater balance and creating a Groundwater Basin Sustainability Plan.

Motion: Move that, if they are willing to do it as a Board Meeting, we give Tejon some dates that the Board could meet to attend their real estate presentation.
Schoenberg/Garcia 5/0/0, Motion Passed.

Motion: Move to continue on to #10 Discussion/Vote on Kern County Auditor-Controller Special Assessment.
Schoenberg/Garcia 5/0/0, Motion Passed.

10. Discussion/Vote on Kern County Auditor-Controller Special Assessment.

Director Schoenberg explained this is the annual assessment putting the accounts delinquent 6 months or more and lots paying standby fee (\$5 a year) on the Kern County tax roll.

Motion: Move we ok the District Maintenance Information Form to be signed and sent to Kern County.
Gipson/Garcia 5/0/0, Motion Passed.

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Motion: Move to take a break at 8:29pm.
Durso/Garcia 5/0/0, Motion Passed.
Return from break: 8:40pm.

The Board returned to Agenda Item #7a to continue to tabulate the polling ballots.

Motion: Move to extend the meeting to finish business.
Schoenberg/Gipson 5/0/0, Motion Passed.

Motion: Move that on the Agenda we're going to do 2 different things. Go to Item #11 Closed Session and the Board is going to adjourn to the old office to deal with the Closed Session. Item #7a will continue with the public and our Clerk of the Board counting the polling votes.
Schoenberg/Gipson 5/0/0, Motion Passed.

Oral Announcement Prior to Closed Session (54957.7(a)): A representative of the legislative body to orally announce the items to be discussed in closed session prior to any closed session meeting.

(54954.5(c)) Conference with Legal Counsel - Anticipated Litigation.
1 Potential Case.

- 11. CLOSED SESSION pursuant to Gov't Code Section (54957).**
(54954.5(c)) Conference with Legal Counsel - Anticipated Litigation.
1 Potential Case.

Director Neyman announced closed session.
Returned from closed session at 9:57pm.

Actions in Closed Session (54957.1(a)) 54957.7(b)):

Director Neyman announced that while in closed session the Board authorized counsel to proceed to initiate an HR investigation.
Gipson/Durso 5/0/0, Motion Passed.

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The Board continued on with Agenda Item #7a and tabulating the poll ballots.

Pending verification, the polling preliminary results were reported as:

Yes: 340

No: 142

7 b. Discussion/Possible vote on moving to phase 3 or not to annex.

Motion: Based on the large number of yes to no votes, even though it's not a consensus of the whole town, I move that, based on the poll we took, that we annex.

Schoenberg/Gipson 5/0/0, Motion Passed.

c. Discussion/Possible vote on the application for the planning grant.

Motion: Move that we move ahead on an application for the planning grant.

Schoenberg/Gipson 5/0/0, Motion Passed.

d. Discussion/Vote on payout requests - None at this time.

12. Discussion/Vote on Future Agenda Items.

Regular Meeting:

- A first discussion on the groundwater basin authority.
- Discussion/Vote on providing dates for a meeting with Tejon Ranch.
- Discussion/Vote on refunding late fees for customers who put payments in ballot envelopes.

13. Adjournment.

Motion: Move to adjourn.

Durso/Gipson 5/0/0, Motion Passed.

Meeting Adjourned: 11:30pm.

The Board wished to thank the community members who stayed late to help open and tabulate the polling ballots.

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At every special meeting, the legislative body shall provide the public with an opportunity to address the body on any item described in the notice before or during consideration of that item. Taken from the Brown Act Statutes 54954.3(a)



Tiffany Matte, Clerk of the Board



Attest: Rebecca Gipson, Secretary

seal