

REGULAR BOARD MEETING MINUTES

August 28, 2024 – 5:00 p.m.
Phelan Community Center
4128 Warbler Road, Phelan, CA 92371
& Remotely Via Zoom or Conference Call

- Board Members Present:** Chuck Hays, President
Greg Snyder, Vice President
Rebecca Kujawa, Director
Deborah Philips, Director
Mark Roberts, Director
- Board Members Absent:** None
- Staff Present:** Don Bartz, General Manager
George Cardenas, Engineering Manager
Sean Wright, Water Operations Manager
Jennifer Oakes, Executive Management Analyst
Aimee Williams, Asst. Board Clerk/Administrative Specialist
- District Counsel:** Steve Kennedy, General Counsel

SPECIAL BOARD MEETING – 5:00 P.M.

Call to Order

President Hays called the meeting to order at 5:01 p.m. and the Pledge of Allegiance was conducted.

Roll Call

All Directors were present at roll call.

1) Approval of Agenda

Director Philips moved to approve the Agenda. Vice President Snyder seconded the motion. Motion carried 5-0.

2) Public Comment

- a) **General Public** – None
- b) **Community Reports** – None

3) Consent Items

Director Roberts moved to approve the Consent Items. Director Kujawa seconded the motion. Motion carried 5-0.

4) Matters Removed from Consent Items

There were no matters removed.

5) **Presentations/Appointments** – None

6) **Continued/New Agenda Items**

a) **Public Hearing on Mitigated Negative Declaration for Reservoir 6A-2**
President Hays declared the public hearing open at 5:04 pm.

1) **Secretary's Report**

Mr. Bartz reported the District received zero written protests, objections, or comments relating to the Mitigated Negative Declaration for Reservoir 6A-2 Development Project.

2) **Attorney's Report on Action Taken Prior to this Hearing**

Mr. Kennedy reported that notice of public hearing was posted in the District Office and on the District's website beginning on August 14, 2024, and published in the Daily Press on August 14th and August 21st, 2024. Additionally, a copy of the Mitigated Negative Declaration for Reservoir 6A-2 Development Project was made available in the District office and on the District website for public review. Compliance with all legal requirements for the hearing are within the manner and time specified in the Government Code.

3) **Staff's Report**

Mr. Bartz reported that the District is developing a project to construct a 1.5-million-gallon reservoir to enhance the District's water supply reliability. The project is located at 8300 Javelin Road, Piñon Hills, CA 92372. Construction of this large reservoir will increase the District's water storage capability for customer use, fire suppression, and reduce the District's need to use electricity for water pumping during peak usage times. This project is estimated to be completed in 2025-2026 and will primarily utilize grant funding.

4) **Public Comment, Protests, and Objections**

There were no public comments, protests, or objections.

Director Philips moved to close the public hearing. Vice President Snyder seconded the motion. Motion carried 5-0 and the public hearing was closed at 5:06 p.m.

b) **Discussion & Possible Adoption of Resolution No. 2024-13; Adopting the Mitigated Negative Declaration and Approving the District's Reservoir 6A-2 Project**

Staff Recommendation: For the Board to adopt Resolution No. 2024-13; Adopting the Mitigated Negative Declaration and Approving the District's Reservoir 6A-2 Project.

Mr. Bartz introduced this item.

Director Roberts moved to adopt Resolution No. 2024-13. Vice President Snyder seconded the motion. Motion carried 5-0.

c) **Discussion & Possible Action Regarding Increasing Water Capacity Fees in Accordance with Previously Adopted Formula**

Staff Recommendation: For the Board to increase the District's Water Capacity Fees in accordance with the previously approved formula set forth in Resolution No. 2023-13 adopted by the Board on May 10, 2023.

Mr. Bartz introduced this item.

Vice President Snyder moved to increase the District's Water Capacity Fees. Director Roberts seconded the motion. Motion carried 5-0.

d) **Update on District Projects**

Staff Recommendation: None

Mr. Cardenas provided an update on this item.

No action taken; not an action item.

7) **Committee Reports/Comments**

- a) **Engineering Committee (Standing)** – Met last week and reviewed the water system.
- b) **Finance Committee (Standing)** – Meets in October.
- c) **Legislative Committee (Standing)** – Meets in September.
- d) **Parks, Recreation & Street Lighting Committee (Standing)** – Met this month. Minutes are in the packet.
- e) **Waste & Recycling Committee (Standing)** – Met last week and discussed collection, contamination, and upcoming contest.

8) **Staff and General Manager's Report**

Nothing further to report.

Mr. Bartz requested to move Item 13 to immediately after Item 8. The closed session was completed at this time and the remainder of the meeting continued after the closed session.

9) **Reports**

a) **Director's Report**

Philips – Attended ASBCSD. A councilwoman spoke about nitrates.

Roberts – Nothing to report.

Kujawa – Attended ASBCSD meeting where arsenic & nitrates in water was discussed. A report will be provided at the next meeting.

Snyder – Nothing to report.

- b) **President's Report** – Nothing to report, but stated we received some good comments and feedback from public at the last meeting and would like staff to look into adding a button/link to the website homepage to report leaks or problems.

10) **Correspondence/Information** – The items in the packet were noted.

11) **Review of Action Items**

a) **Prior Meeting Action Items**

- Date Requested: June 26, 2024
Provide the Board with two years of disbursement history for fuel purchases, food purchases, training and conference purchases, and the policies and procedures related to those items.
Status: Pending
- Date Requested: August 14, 2024
Provide Board-related policies.
Status: Completed

b) **Current Meeting Action Items**

- Look into adding a button/link to website to report leaks & problems.

12) **Set Agenda for Next Meeting**

Regular Board Meeting

- September 11, 2024 – Cancelled
- September 25, 2024

13) **Recess to Closed Session**

Note: This item was discussed after Item 8.

The Board recessed to Closed Session at 5:20 p.m.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Gov. Code sec. 54956.9)

City of Barstow v. City of Adelanto, et al. (Riverside County Superior Court, Case No. CIV 208568 ("Mojave Groundwater Adjudication"))

14) **Return to Open Session – Announcement of Reportable Action**

The Board returned to open session at 5:36 p.m. There was no reportable action.

15) **Adjournment**

With no further business before the Board, the meeting was adjourned at 6:06 p.m.

Agenda materials can be viewed online at www.pphcsd.org



Chuck Hays, President of the Board

10/2/24

Date



Aimee Williams, Assistant District Clerk

10/2/24

Date

