**KEYES COMMUNITY SERVICES DISTRICT**

**BOARD OF DIRECTORS MEETING**

**Date: Tuesday, April 26, 2016**

**Time: 6:00 p.m.**

**Place: Keyes Community Services District, 5601 7th St., Keyes, Ca.**

**Board Members:**

**Johnathon Parker, Board Chair Ernie Garza, General Manager Mike Bernal, Vice Chair Rod A. Attebery, Attorney**

**William Alexander, Director Lee Fremming, Engineer**

**Eddie Jones, Director Michelle Harris, Board Secretary**

**Davie Landers, Director**

**Agenda**

**Public Comment: The law provides the opportunity for the public to be heard on any item within the subject matter jurisdiction of the Board, before or during the consideration of that item by the Board. For all items, *not* on the agenda, the public comment time will be at the start of each meeting as appropriate. The person addressing the Board is limited to five (5) minutes unless the Chairman of the Board grants a longer period of time as appropriate to manage the agenda. State law does not allow action to be taken on any item not on the Agenda. The boardroom is handicapped accessible.**

**This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. §12132) and the Ralph M. Brown Act (California Government Code § 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact the Board Clerk, at 209-668-8341, during regular business hours, at least twenty-four hours prior to the time of the meeting.**

**Pursuant to the Brown Act as codified in Government Code Section 54957.5, any documents pertaining to a non-closed agenda item distributed to a majority of the Board of Directors in less than 72 hours before a Board meeting shall be available for public inspection. Said documents shall be available for inspection at the Keyes Community Services District Administrative Office located at 5601 7th Street, Keyes, California, Monday through Friday, except Holidays, between the hours of 9:00 a.m. and 12:00 p.m.**

1. **Call to Order.**
2. **Pledge of Allegiance.**
3. **Roll Call.**
4. **Public Comment on Agenda and Non-Agenda Items.**
5. **Consent Agenda.**

**A) Approve Minutes of March 22, 2016.**

**B) Approve Warrant Register for April 26, 2016.**

1. **DISCUSSION/POSSIBLE ACTION ITEMS**

**A) Discussion and Possible Action to choose a KCSD Logo.**

 **1) Receive Staff Report.**

 **2) Receive Public Comment.**

 **3) Board Discussion and Deliberation.**

 **4) Possible action to approve Logo.**

**B) Discussion and Possible Action to approve the Consolidation Project Water Service Agreements.**

 **1) Receive Staff Report.**

 **2) Receive Public Comment.**

 **3) Board Discussion and Deliberation.**

 **4) Possible action to approve the Consolidation Project Water Service Agreements.**

**C) Consider approving a Supplemental Agreement with the Union Pacific Railroad. 1) Receive Staff Report.**

 **2) Receive Public Comment.**

 **3) Board Discussion and Deliberation.**

 **4) Possible action to approve Supplemental Agreement with Union Pacific Railroad.**

**D) Discussion and Possible Action to adopt Resolution 2016-510, A Resolution approving and authorizing execution of Supplemental Agreement with Union Pacific Railroad Company.**

 **1) Receive Staff Report.**

 **2) Receive Public Comment.**

 **3) Board Discussion and Deliberation.**

 **4) Discussion and Possible Action to adopt Resolution 2016-510.**

**E) Discussion and Possible action to adopt Resolution 2016-508, a Reimbursement Resolution that is between Keyes CSD and State Water Resources Control Board.**

 **1) Receive Staff Report.**

 **2) Receive Public Comment.**

 **3) Board Discussion and Deliberation.**

 **4) Discussion and Possible Action to adopt Resolution 2016-508.**

**F) Discussion and Possible Action to approve Resolution 2016-509, A Resolution Authorizing the GM or Designee to sign Financing Agreement, Amendments and Certifications, Approve Claims for Reimbursements, Execute Budget and Expenditure Summary, Sign the Final Release Form, Sign the Certification of Project Completion and Pledging and Dedication Net Water Revenues to Payment of DWSRF Financing.**

 **1) Receive Staff Report.**

 **2) Receive Public Comment.**

 **3) Board Discussion and Deliberation.**

 **4) Discussion and Possible Action to adopt Resolution 2016-509.**

1. **Items from General Manager.**

**A) Maintenance Staff Report**

**B) Financial Statements**

1. **Staff Comments.**

**A) Lee Fremming**

1. **Director Comments**
2. **Open Session Disclosure Regarding Closed Session Items pursuant to Government Code Section 54957.7**
3. **CLOSED SESSION**

**A) Public Employee Performance Evaluation pursuant to Government Code Section 54957**

 **TITLE: General Manger**

**B) Conference with Labor Negotiator pursuant to Government Code Section 54957.6**

 **Unrepresented Employee: Ernie Garza**

 **Keyes Designated Representatives: Johnathon Parker/Rod Atteberry**

**C) Conference with Legal Counsel-Existing Litigation pursuant to Government Code Section 54956.9**

 **Name of Case and Case Number: Keyes Community Services District v. The Dow Chemical Co., et al., San Bernardino Superior Court, Judicial Council Coordination Proceeding No. 4435, case no. CGC-13-528088.**

1. **Open Session Report on Closed Session pursuant to Government Code Section 54957.1**
2. **DISCUSSION/POSSIBLE ACTION ITEMS**

**A) Discussion and Possible Action regarding General Manager Compensation.**

 **1) Receive Staff Report.**

 **2) Receive Public Report.**

 **3) Board Discussion and Deliberation.**

 **4) Consider a motion regarding General Manager Compensation.**

1. **Adjournment:**

**Posted: April 22, 2016**