



Phelan Piñon Hills Community Services District

4037 Phelan Road, Suite C-1 • P. O. Box 294049 • Phelan, CA 92329-4049 • (760) 868-1212 Fax (760) 868-2323

**PHELAN PIÑON HILLS COMMUNITY SERVICES DISTRICT
REGULAR BOARD MEETING
November 4, 2009 – 7:00 p.m.
Phelan Community Center
4128 Warbler Road, Phelan, CA 92371**

AGENDA

Call to Order – Pledge of Allegiance

Roll Call

1. **Approval of Agenda**
2. **Public Comment** – Under this item, any citizen may address the Board on any issue not on the agenda. No action can be taken on subjects not on the agenda. Citizens wishing to address the Board regarding an agenda item may do so when the item is being addressed. If you wish to address the Board please complete a Comment Card and present it to the Board Secretary. Each speaker is requested to be brief in their remarks. The chair may limit the time to 5 minutes for comments.
3. **Consent Items**
 - a. Approval of Board Action – October 21, 2009 Regular Board Meeting Minutes
 - b. Approval of Consultant/Contractor Bills
 - c. Review of September Profit/Loss Summary, Balance Sheet with Comparison, Cash Flow and Aging Reports.
 - d. Approval of Board Stipends/Reimbursements
4. **Matters Removed from Consent Items**
5. **Presentations/Appointments**
 - a. None
6. **Continued/New Agenda Items – Action Items**
 - a. Approval of Resolution #2009-15 Accepting the Transfer of Proposition 40 Grant Funds in the Amount of \$600,000 from the County of San Bernardino
 - b. Approval of Resolution #2009-16 Authorizing Application to the Director of Industrial Relations, State of California for a Certificate of Consent to Self Insure Workers' Compensation Liabilities
 - c. Approval of Resolution #2009-17 Authorizing a Contract with CalPERS
 - d. Report on Hydrant Valve Maintenance Crew
 - e. Discussion of Filling any Open Positions and the Implication to the District Pension
 - f. Discussion on forming a Citizen's Advisory Committee for Parks, Recreation and Street Lighting
 - g. Information on Over Time Report
7. **Committee Reports**
 - a. Engineering Committee (Standing)
 - b. Parks, Recreation & Street Lighting Committee (Standing)
 - c. Finance Committee (Standing)
 - d. Building Committee (Standing)
 - e. Adjudication Committee (Ad Hoc)
 - f. Emergency Preparedness Committee (Ad Hoc)
 - g. General Manager Review Committee (Ad Hoc)
 - h. Solid Waste Powers (Ad Hoc)

8. General Manager's Report**9. Reports**

- a. Director's Report
- b. President's Report

10. Correspondence/Information**Set Agenda for Next Meeting – November 18, 2009**

Closed Session – Conference with Legal Counsel/Anticipated Litigation
 Significant Exposure to Litigation pursuant to government code 54956.9(b)
 One potential case

Closed Session – Conference with Real Property Negotiators
 (Government Code §54956.8)

Properties: APN#3066-331-26/APN #3066-441-05, 06 & 07/APN #3066-221-29 & 33/
 APN#3066-221-25
 District Negotiators: Mr. Bartz/Mr. Kennedy
 Negotiating Parties: Lee & Associates/Kevin Anderson/Harry Marinelli/Zimbroy Realty
 Under Negotiation: Price and terms of payment

Closed Session – Conference with Real Property Negotiators
 (Government Code §54956.8)

Properties: APN# 3098-081-01 & APN# 3098-071-05/APN# 3098-321-01
 District Negotiators: Mr. Bartz/Mr. Kennedy
 Negotiating Parties: Harry Marinelli/Nancy Cosgrove
 Under Negotiation: Price and terms of payment

Closed Session – CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION
 (Government Code: Subdivision (a) of Section 54956.9)

Antelope Valley Groundwater Cases, Judicial Council Coordination No. 4408, Santa Clara County Superior Court, Case No. 1-05-CV-049053

Included Actions:

- *Los Angeles County Waterworks District No. 40 v. Diamond Farming Co.*, Los Angeles County Superior Court, Case No. BC325201
- *Los Angeles County Waterworks District No. 40 v. Diamond Farming Co.*, Kern County Superior Court, Case No. SO-1500-CV-254-348
- *Wm. Bolthouse Farms, Inc. v. City of Lancaster*, Riverside County Superior Court Case, No. RIC 353840
- *Diamond Farming Co. v. City of Lancaster*, Riverside County Superior Court, Case No. RIC 344436
- *Diamond Farming Co. v. Palmdale Water District*, Riverside County Superior Court, Case No. RIC 344668

Announcements of Any Reportable Closed Session Actions**Adjourn**

Pursuant to Government Code Section 54954.2(a), any request for a disability-related modification or accommodation, including auxiliary aids or services, that is sought in order to participate in the above-agendized public meeting should be directed to the District's General Manager at (760) 868-1212 at least 24 hours prior to said meeting.