



Phelan Piñon Hills Community Services District

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**PHELAN PIÑON HILLS COMMUNITY SERVICES DISTRICT
REGULAR BOARD MEETING
July 20, 2011 – 7:00 p.m.
Phelan Community Center
4128 Warbler Road, Phelan, CA 92371**

MINUTES

Board Members Present: Joe Fahrlander, President
Mark Roberts, Vice President
Ken Anderson, Director
Al Morrissette, Director

Board Member Absent: Charlie Johnson, Director

Staff Present: Don Bartz, General Manager
Debbie Bishop, Board Secretary

Call to Order

President Fahrlander called the meeting to order at 7:04 p.m. and the Pledge of Allegiance was conducted.

Roll Call

All Board Members were present except for Director Johnson.

Reportable Closed Session Items

President Fahrlander stated there was no reportable Action from the Closed Session.

1. Approval of Agenda

Director Morrissette moved to approve the Agenda. Director Anderson seconded the motion. All were in favor.

2. Public Comment

Mr. Gasca asked the Board to be placed on the agenda to do a presentation for alternative energy.

Captain Herbert introduced Sgt. Mike Browne who will be taking over the local Sheriff's Station. Sgt. Jaquez will be moving to the Narcotics Division. Captain Herbert briefed the Board on the local robberies that were taking place. He presented Robbi Debois with a services award for his hard work on the case.

Dan Whalen spoke to the Board regarding the Senior Lunch Program. He said he spoke with the Phelan and Piñon Hills Seniors regarding fundraising for the Lunch Program. He stated the need for a 501 C3 and asked if the District would be willing to host a fundraising effort. The Board suggested Mr. Whalen get a hold of General Manager Bartz at the office.

3. Consent Items

Director Anderson stated he couldn't read the training topics for the Board Member Training. President Fahrlander read the classes to him.

Director Anderson motioned to approve the Consent Items. Vice President Roberts seconded the motion. All were in favor.

4. Matters Removed from Consent Items

None

5. **Presentations/Appointments**

- a. None

6. **Continued/New Agenda Items – Action Items**

a. **Public Hearing on Delinquent Water Use Charges**

President Fahlender declared the public hearing on Delinquent Water Use Charges open at 7:19 PM p.m.

1. Secretary's report on written protests, objections, and comments.

Ms. Bishop reported that the District received 0 written protests on the Delinquent Water Use Charges.

2. Attorney's report on action taken prior to this hearing.

Mr. Kennedy reported:

- a) Notice of hearing published in legal section of Daily Press Newspaper on July 14, 2011 and July 21, 2011.
b) Compliance with all legal requirements for this hearing within the manner and time specified in the Government Code.

3. Staff's Report:

Mr. Bartz reported:

The Delinquent Water Use Charges Report was filed with the Secretary on July 1, 2011 and detailed 396 accounts amounting to a total of \$83,032.80.

The Delinquent Water Use Charges Report reflects: each affected parcel of real property and the amount of charges and delinquencies for each affected parcel for the year.

4. Public Comments, Protests, and Objections:

- a) Any person may address the Board on the proposed Delinquent Water Use Charges.
b) Responses to comments, protests, and objections from staff.

President Fahlender asked for a motion to close the public hearing. Director Anderson moved to close the public hearing. Director Morrisette seconded the motion. All were in favor.

b. **Discussion and Possible Approval of Resolution 2011-13; Confirming, or Modifying and then Confirming, the Report of Delinquent Water User Charges for the Purpose of Collecting said Charges on the San Bernardino County Tax Roll**

Mr. Bartz stated staff recommends approval of the Resolution. Vice President Roberts clarified this Resolution was reviewed by legal. Mr. Kennedy stated it was. Director Morrisette moved to approve the Resolution. Vice President Roberts seconded the motion. All were in favor.

c. **Discussion and Possible Approval of Resolution 2011-14; Calling an Election on November 8, 2011, to Establish and Appropriations Limit; Establishing a Deadline Date for Receipt of Written Arguments for and Against the Measure; and Requesting Consolidation with any and All Elections to be held in the same Territory on that same date**

Mr. Bartz briefed the Board on this Resolution. Mr. Bartz stated there were comments received by Board Members and explained the calculations presented to the Board including the recommendation from Director Johnson. President Fahlender explained the Appropriations Limit to

the Board and briefed the Board on the calculation he came up with. Mr. Kennedy stated the Appropriations Limit will ultimately be approved by the constituents. He suggested there needs to be something to justify the number and suggested it be brought back to the Board. Mr. Kennedy stated he would have to submit an impartial notice to the Registrar's Office. He noted this has to be to the Registrar's office 88 days before the election. Mr. Kennedy further explained the election process for the Appropriations Limit. President Fahrlander suggested rescheduling this item for the August 3, 2011 Board Meeting. Director Roberts suggested real numbers are used for the formulation. Mr. Kennedy stated the Resolution when adopted will need to be published. The Board agreed to use the local paper.

- d. **Discussion and Possible Action Regarding paying for Candidate Statements for the Coming Election**
Mr. Fahrlander briefed the Board on the Notice to Registrar of Voters and the issue of paying for the Candidates Statements.

Director Anderson stated he wanted to make it public that he was not running for re-election.

Director Anderson moved to approve the Notice to Registrar of Voters with the Candidates to pay for their statements. Vice President Roberts seconded the motion. All were in favor.

- e. **Discussion and Possible Action Regarding Re-Districting at the State Level**

President Fahrlander briefed the Board on the Re-Districting at the State Level. A discussion took place regarding the District submitting a general statement suggesting the District preferred to stay with the local community of the High Desert. Director Anderson suggested doing the same for the next item. The Board agreed to draft a letter to be signed by the General Manager as well as all Board Members.

Director Anderson stated he is employed by Senator Runner. He asked Mr. Kennedy if he should recue himself from this item as well as the next one. Mr. Kennedy stated he should. Director Anderson agreed to recues himself from these items.

- f. **Discussion and Possible Action Regarding Re-Districting of the County Supervisors**

President Fahrlander stated as of now, the District is still in the First District. Director Morrissette briefed the Board on the Park Mountain Map and the differences between the maps. He stated in all scenarios, the District is pretty much left alone. Director Fahrlander suggested the District submit a generic letter suggesting the District stay in the First District.

7. **Review of June Disbursements**

There were no questions regarding this item.

8. **Review of Action Items**

Mr. Bartz had no update on this item.

9. **Committee Reports**

- a. **Engineering Committee (Standing)** – Vice President Roberts stated they will meet in August
- b. **Parks, Recreation & Street Lighting Committee (Standing)** – Director Morrissette stated they had not met since the last meeting.
- c. **Finance Committee (Standing)** – Director Anderson stated they did not meet due to the quorum.
- d. **Building Committee (Standing)** – Ms. Bishop asked when the Committee would like to reschedule this meeting. The Committee agreed to reschedule to next Monday at 4 PM.
- e. **Adjudication Committee (Ad Hoc)** – Vice President stated they had a phone conference. There will be a closed session August 3rd.
- f. **Solid Waste Powers (Ad Hoc)** – President Fahrlander stated they had not met.
- g. **Legislative & Grant Committee (Standing)** – Ms. Bishop asked when the Committee would like to reschedule this meeting. The Committee agreed to reschedule to next Wednesday at 9 AM.

- h. **Roads Committee (Standing)** – Director Morrisette stated they were setting up a meeting with LAFCO and the Supervisors office to get some clarity and specifics on what the District would be able to obtain. Director Anderson asked if Director Morrisette would include in his questions to add the ability to do emergency repairs for fire safety in light of the recent storms as well as funding for that.
- i. **GM Committee (Ad Hoc)** – Director Morrisette stated they handed out the old review and asked for comment on it. No comments were made.
- j. **Alternative Energy Committee** – Director Morrisette stated they met and weighed some options and is recommending going with a one mega watt, possibly a two mega watt system. They suggest the next stage would be to gather a list of contractors in the area able to do this type of work. Mr. Bartz stated he would like the committee to review the public participant's information regarding alternative energy.

10. General Manager's Report

Mr. Bartz submitted his General Managers report to the Board and stated there is an issue with Well 2.

Mr. Bartz stated the District received a \$4,000 check from MWA for the Landscaping.

11. Reports

a. Director's Report

Morrisette – Director Morrisette stated he attended the Fire Safe Council Meeting in Wrightwood last night. He stated people living in the foothills are facing new annual \$150 fee per dwelling on their property. He suggested the District send a letter to Cal fire not supporting this fee. Director Morrisette asked for this item to be placed on the next agenda.

Director Morrisette also spoke about the use of propane gas.

Director Morrisette stated there has been discussion regarding a shooting range adjoining our District on Forest Service Land. He stated this could possibly generate income for the District.

Roberts – Vice President Roberts stated there is a bill coming up called HR 2421 Clean Water Restoration Act to regulate waters. The bill would authorize federal regulation of all activity affecting these waters. He recommended that the District watch this Act and comment on it. Ms. Bishop will scan the information and send it to the Board and Mr. Kennedy.

Anderson – Director Anderson asked if a page could be made on our website listing the names of the community members in the District serving in the military. He also stated he received notification of military that live in our District and asked if the board can have a moment of silence in the Board Meetings when the District is notified of an incident. Mr. Kennedy suggested adjourning in memory of the deceased.

- b. **President's Report** – President Fahrlander stated he spoke to Mr. Brandon regarding placing banners on the light poles of active duty military members. Mr. Brandon stated he brought it up to the post and they are interested in the cost of the banners.

President Fahrlander stated people have been dropping from heat in Iowa. He noted the opportunity to provide a place for our Community Members to cool off. He asked to place this on the Agenda.

12. Correspondence/Information

Set Agenda for Next Meeting – August 3, 2011

- Presentation: State of the County Address for Supervisor Mitzelfelt – 30 minutes
- Annual Foothill Fire Fee
- Discussion and Possible Approval of Resolution 2011-14; Calling an Election on November 8, 2011, to Establish and Appropriations Limit; Establishing a Deadline Date for Receipt of Written Arguments for and Against the Measure; and Requesting Consolidation with any and All Elections to be held in the same Territory on that same date
- Discussion regarding Shooting Range

- Discussion regarding providing a cool air-conditioned place for the community to go in extreme heat conditions.
- Public Hearing on the Standby Charges.

Adjourn

With no further business, the meeting was adjourned at 8:46 p.m.

Board approved the above Minutes on August 3, 2011:

_____	_____
Joe Fahrlander, President	Date
_____	_____
Debbie Bishop, Board Secretary	Date