



FEB 16 2023

Agenda No. **3C**

**MINUTES OF REGULAR MEETING
OF THE BOARD OF DIRECTORS
BIOLA COMMUNITY SERVICES DISTRICT
January 19, 2023**

The Board of Directors of the Biola Community Services District met for its Board Meeting on January 19, 2023 at the Biola Community Center, Biola, California.

The following were present:

Board of Directors:

Carlos Rodriguez, President
Martha Madera, Treasurer
Kirk Ramos, Board Member
Jennifer Duarte, Board Member

Staff:

Cruz Ramos, General Manager
Meggin Boranian, General Counsel
Marisol Camacho, Executive Assistant

Public:

Lisa Helm, Helen Hernandez, Korene Ramos, Angelica Martinez, Elizabeth Pozos, Maximo Pozos, Elaine Cervantes, Sergio Hernandez, Griselda Hernandez, Phillip Cervantes, Pedro Carmona, Natalia Meza, Jose Meza, Alejo Diaz, Brenda Diaz, Manuel Diaz, Teresa Carmona, Anastasio Diaz, Cecilia Diaz, Daniel Rodriguez Avila, Maria Guerrero, Rosario Zaha, Karla Gutierrez, and Ernestina Mendez.

Call to Order

Board member Rodriguez calls the meeting together at 6:08p.m.

Change of Board Positions

A. Nomination of President

A motion is made to nominate Board member Duarte as Board President.

MSC Ramos/Madera 4 ayes

B. Nomination of Vice President

A motion is made to nominate Board member Ramos as Vice Board President.

MSC Rodriguez/Madera 4 ayes

C. Nomination of Treasurer

A motion is made to nominate Board member Madera as Board Treasurer.

MSC Rodriguez/Ramos 4 ayes

D. Nomination of Secretary

A motion is made to nominate Board member Rodriguez as Board Secretary.

MSC Rodriguez/Madera 4 ayes

Item 1.0 – Certification

Certification that the agenda was posted at least 72 hours before the meeting and was signed by Board President and Board Clerk acknowledged as being correct.- Yes

Item 2.0 – Public Comment

The following members of the public made a public comment: Phillip Cervantes (Covid drive-thru update)

Item 3.0 – Consent Calendar 17:28

3a. Adoption of Regular Meeting Agenda – January 19, 2023

Motion to amend agenda to add item 4 (Resolution 2023-01)

A motion is made to amend the agenda to add Resolution 2023-01 A Resolution of the BCSD Establishing Monthly Rates to be Charged For Solid Waste By the District For a Five-Year Period and Repealing All Other Resolutions in Conflict Herewith.

MSC Madera/Ramos 4 ayes

(Motion seconded & carried)

3b. Approval of Regular Meeting Minutes- December 15, 2022

A motion is made to adopt regular meeting minutes dated December 15, 2022

MSC Rodriguez/Madera 4 ayes

3c. Approval of Financials ending December 31, 2022

A motion is made to accept financials with the exception of Project Resources Group Inc dated December 6, 2022 and to direct staff to have a report by February 2, 2023.

MSC Madera/Ramos 4 ayes

AGENDA ITEM
NEW BUSINESS-

Item 4.0 – Approval Proposed SB1383 Solid Waste Services Rate Increase Fiscal Year 2023-24 through 2026-27 (Resolution 2023-01 A Resolution of the BCSD Establishing Monthly Rates to be Charged For Solid Waste By the District For a Five-Year Period and Repealing All Other Resolutions in Conflict Herewith)

Opened at: 6:43pm Closed at 7:47pm

Lisa Helm, Administration Director for Mid Valley Disposal, was present to give a brief presentation on SB 1383 and answer questions regarding this new policy. The results of the public hearing are as follows; 50% of the protest ballots were not submitted therefore the protest ballot fails.

The following members of the public made a comment: Maria Guerrero, Angelica Martinez, Elizabeth, Yessica Lorza, Rodrigo Diaz, Hernestina, and Manuel Diaz.

A motion is made to approve Resolution 2023-01 and to establish the monthly rates to be charged for solid waste by the District for a 5-year period.

MSC

Rodriguez/Ramos

4 ayes

Item 5.0 Authorization of Signers for Central Valley Community Bank

General manager states past practice has been to provide a District letter, minutes, and signature cards to community bank to add signers. The County Clerk's office signature card would be the same process for District's other accounts. The bank will be provided with a letter from the District stating the changes made to the account. The following people will be added as signers and all previous signers will be removed, Martha Madera and Kirk Ramos. As Board Chair, Jennifer Duarte will also be added.

Board Chair Duarte designates Madera and Ramos as bank signers and all previous signers will be removed. Vice Chair Ramos and Board Treasurer Madera accept.

Item 6.0- Approval of Amended 5-Acre Vineyard Lease

General manager states this one-year lease extension will give the District the opportunity to find other options and revenue. For clarification, this lease is not Amended. It was rewritten for the purpose of a one-year lease on its own and has been signed by lessee.

A motion is made to approve the one-year lease extension for the District's 5-Acre Vineyard Lease.

MSC

Rodriguez/Kirk

4 ayes

Item 7.0- SDRMA Street light Claims Replacement

Board Secretary Rodriguez requested this agenda item for action to replace the street lights knocked out by car accidents. The location of these knocked down streetlights are as follows: 4640 N. Biola Ave (one street light, bench, and trash can rack) and 150 feet South of F Avenue. Board Chair Duarte directs staff to report completed asset list by February 9th.

The following members of the public made a comment: Angelica Martinez

A motion is made to have legal counsel take legal action with the individuals involved in both accidents and include all legal fees.

MSC Rodriguez/Ramos 4 ayes

Item 8.0- OTHER BUSINESS/INFORMATIONAL

Comments:

(a) Board of Directors:

- o Board Chair Duarte to get in contact with assigned Mid Valley Rep to prepare community event.
- o Vice Chair Ramos- Request to put the following on the next agenda: Erosion around the sewer plant due to the golfers damaging surroundings and the 5-acre adjoint to sewer system situation of garbage being dumped.

(b) Staff:

- o General Counsel- Updates on Brown Act three areas effective January 1st (teleconferencing, Assembly Bill 2467, SB 1100)
- o General Manager- Briefly discusses informational handout. Updates on SitelogIQ, boxing opportunity for youth, request to form subcommittees, MOU between school and District, forensic audit, and residential complaint of water bill.

(c) Public:

- o Angelica- Issues regarding homelessness, men drinking and loitering using public restroom at convenience store, and status of abandoned home on G street.

Item 9.0- CLOSED SESSION

CONFERENCE WITH BOARD OF DIRECTORS AS PER GOVERNMENT CODE SECTION 54957; PUBLIC EMPLOYEE PERFORMANCE EVALUATION TITLE: Employee Evaluation (General Manager) California Government Code sec.54957(b)(1).

CONFERENCE WITH LEGAL COUNSEL-Potential Litigation (1 case) Cal. Govt. Code sec. 54956.9(d)(2).

- Time entered into closed session 9:16pm
- Time out of closed session 10:27
- Reportable Action no reportable action

ADJOURNMENT 9:12 pm

At 9:12 p.m. on January 19, 2023 the Meeting of the Board of Directors was adjourned.

I, Carlos Rodriguez, Board Secretary to the Board for the Community of Biola, do hereby declare under penalty of perjury that the above Minutes are a true report of all action minutes taken at the Regular Board of Directors meeting held on January 19, 2023 at the Biola Community Services District, 4925 N. 7th Street, Biola, CA 93606.

Approved:

Date

Carlos Rodriguez, Board Secretary

NEXT MEETING OF THE BOARD OF DIRECTORS
February 16, 2023 – Regular Meeting, Biola, CA