

Del Rey Community Services District
**Minutes of the
Board of Directors
Special Board Meeting
November 18, 2022
6:00p.m.**

Vice President Nunez called the Regular Board Meeting to order at 6:12 p.m.

Directors present: **Joaquin Nunez, Rumaldo Reyna, Daniel Ramirez**
Directors absent: **Stephanie Garza, Rolando Sanchez**

A2 The Board leads in the Pledge of Allegiance.

A3 **Approval of Agenda:** Director Reyna asks to postpone closed session to allow Director Sanchez to be present since he requested the item. Nunez would like to keep the item as is and take care of business now. Reyna requests to remove item E-2 and postpone item E-3 to allow Garza to discuss the item. Nunez opens the item to the public for comment. Public member Catalina Reyna requests to discuss the item E-3 as she is the one who requested it to be added to the agenda. The Board approves. Reyna made a motion to approve the agenda with the amendments. Ramirez seconded the motion. All in favor; three ayes: Nunez, Reyna, Ramirez. All absent; two absent: Garza, Sanchez. Motion passed.

B. Public Comment (limit of three minutes):
No public comment.

C. APPROVAL OF MINUTES

C-1 Approve Minutes of the September 15, 2022, Regular Board Meeting. Nunez states the minutes were very informative Reyna made a motion to approve the minutes of the September 15, 2022, Regular Board Meeting. Ramirez seconded the motion. All in favor; three ayes: Nunez, Reyna, Ramirez. All absent; two absent: Garza, Sanchez. Motion passed.

D. CONSENT CALENDAR:

D-1 Approve payments for vendors for West America Bank – September 2022, a Total Amount of \$81,671.48.

D-2 Approve payments for vendors for West America Bank – October 2022, a Total Amount of \$34,492.34.

D-3 Approve payments for vendors for West America Bank – November 11, 2022, a Total Amount of \$8,757.41.

Reyna made a motion to approve payments for items D-1 to D-3. Ramirez seconded the motion. All in favor; three ayes: Nunez, Reyna, Ramirez. All absent; two absent: Garza, Sanchez. Motion passed.

D-4 Resolution to Allow the Option of Board Members to Attend Meetings Remotely. Reyna states its necessary to have until COVID restrictions lifted. No public comment. Reyna made a motion to approve Resolution to Allow the Option of Board Members to Attend Meetings Remotely. Ramirez seconded the motion. All in favor; three ayes: Nunez, Reyna, Ramirez. All absent; two absent: Garza, Sanchez. Motion passed.

E. PUBLIC HEARINGS (DISCUSSION AND ACTION ITEMS):

E-1 Discussion and Direction regarding Amendment of Budget for FY 2022-2023. Reyna states he came to an agreement with DM Arias on the new budget numbers. He noticed one number is off based on their discussion. DM Arias states he will change it. Dictos reviews the revised budget numbers. Discussion. Nunez opens the item to the public for comment. Reyna made a motion to approve the budget with adjustments. Nunez mentions the building is very old, and it may cost more than the numbers reflected to maintain. Discussion. DM Arias adds if the budget amendments pass, he will have to wait for Board approval to make any fixes, which will take time, so he doesn't want to be held responsible if things aren't fixed in a timely manner. Ramirez states he wants the District Manager to be able to manage the town. Ramirez mentions the employee salaries and believes the District shouldn't hurt employees. Public member

Maria Reyna states its not fair to not pay employees the same as fast food workers, and employees need to be treated better than high school students coming out into the workforce. She also states the budget should not be discussed anymore- it was already discussed many times and approved so it should be left alone. She mentions the issues are very repetitive and thinks that may be why people avoid going to the meetings. Discussion. Motion fails.

E-2 Discussion and Direction regarding fixing the blacktop/basketball court. Item removed from the agenda.

E-3 Discussion regarding beautification of town. Public member Catalina Reyna states she asked Papajohn to look into the cars not running and if it was possible to tow them away. Papajohn clarifies the direction that was made was to DM Arias to look into it, and if he waned help, he would direct Papajohn to look into it. As far as he knows, the District doesn't have authority to do so, the County would need to be informed. Discussion. DM Arias states he will check into an ordinance to see if there is proof to take action and move forward. Discussion. It is requested to add an action item to create an ordinance, if possible, just in case. Public member Hilda Reyna states Del Rey has gone downhill since she was young. She would like the town to keep up with properties and beautify town. Papajohn states the Board is only in charge of rates, not the beautification of the town.

E-4 Discussion and Direction regarding HR class. Reyna states the HR class is required every two years by law, but the board has not had one in quite some time. LC Papajohn is not aware of such a law regarding HR class. Discussion. Nunez opens the item to the public for comment. No public comment. No action taken.

E-5 Discussion regarding litigation for TCP Fund Report. Reyna explains the Board approved monthly litigation fund updates. Dictos states he used to do it, and if the Board would like him to do that, he will do it. Reyna questions \$60,000 transfer update on repayment. Manrique states the grant was expected by the end of the year, but now the State says it will be in the Spring. When the District receives the grant, the \$60,000 will be paid back. Nunez opens the item to the public for comment. No public comment.

E-6 Discussion regarding Contract with Sequoia Pumping. Reyna requests an update on the contract with Sequoia Pumping. Arias states Sequoia Pumping is not comfortable as of now but hopes they will come back. Ramirez wants to be courteous to make them stay, not chase them away.

F. DIRECTOR COMMUNICATIONS/AGENDA ITEMS

Reyna states paying off the sewer bond with interest made on \$9 million. Dictos asked legal counsel to look into it to see if the fund could be touched to do so. Papajohn is not confident answering the question, but believes it is still part of litigation, but he will look into it. DM Arias asked to wait to receive a signed contract to make a decision. Discussion. Ramirez mentions taco truck issue and possibility to make them move out of town limits. He asks if there is an ordinance to have them move. Papajohn states it's the County that needs to handle those issues and permits. Arias states he called the County and they told him the Sheriff needs to be contacted. Papajohn states the District doesn't have jurisdiction to make ordinances regarding this matter. Public member Reyna states Parlier charges a fee. DM Arias informs her Parlier is a city and Del Rey is not.

G. DISTRICT ADMINISTRATOR REPORTS

G-1 Report of District Manager (Report by Carlos Arias)

DM Arias mentions the meeting for housing project- its all still in the works. County is interested. They tried to expand the sphere of influence, but it was denied. He states they are working on a scaled down version. Planning of construction is still going on. Waiting on plan to expand (offer to) S.O.I. There is an issue with the pump at the Wastewater Plant. Green Efficiency will charge around \$4,000. DM Arias states that Sanchez told him if the District could find the parts, he can fix it, but he has not been able to find the parts. He explains the prior leak was fixed, but there are three new leaks that need to be fixed, and it is going to cost a lot of money. He states he attended the Citizen Advisory Meeting. The grant amount was raised to \$300,000, and they are competing with five other districts. He emphasizes a representative is needed to go and lobby for grants. He states he attached a flier for the 559 Mural Project- they need to raise money to buy anti-graffiti coating and UV lights- to ask if anyone would like to help with the costs. DM Arias asks for the Board's direction on paying South Kings GSA fee of \$103,786. Lastly, he states the District received the grant for sidewalks.

G-2 Report of District Counsel (Report by Nicolas Papajohn)

LC Papajohn states since the last time, he just had a new baby girl. He mentions a new law SB-1383 (solid waste regulations) given the size of the District, there's potential to be exempt or waived of those requirements. He is hopeful for conformation that the District does not have to comply. Manrique informs Papajohn the waiver was denied. Papajohn states he will work on that.

G-3 Report of District Engineer (Report by AM Consulting)

Manrique reviews the Engineer report. He requests to add Recharge Project resolution to the next agenda. He shows the Board the map of S.O.I./Annexation.

G-4 Report of District Accountant (Report by Paul Dictos)

Dictos reviews the Accountant report. Overall, sewer is doing alright, water is not.

H. PUBLIC COMMENTS:

No public comment.

LC Papajohn announces the closed session item.

The Board went into closed session at 8:47pm.

I. CLOSED SESSION:

I-1 Public Employee Performance Evaluation (Pursuant to Government Code §54957(b)(1).)
Position: District Manager

No reportable action. The Board tables closed session item to the next meeting.

J. ADJOURNMENT:

Consensus to adjourn the meeting. With no further business the meeting was adjourned at 9:20p.m.

Respectfully Submitted,



Eileen Hernandez

Del Rey Community Services District