

ARVIN COMMUNITY SERVICES DISTRICT

309 CAMPUS DR. • ARVIN, CALIFORNIA 93203
Phone (661) 854-2127 • Fax (661) 854-8230

REGULAR MEETING AGENDA OF THE ARVIN COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS Monday, April 1, 2019 6:00 P.M.

Call Meeting to Order

Board President Gallardo

Roll Call:

Rafael Gallardo	President
Maria Alvarez	Vice President
Cynthia Moran	Board Director
Robert Rodriguez	Board Director
Aurelio Reyna	Board Director

Raul Barraza, Jr.	General Manager
Alan Peake	District Counsel
Dee Jaspar	District Engineer

This meeting is held in accordance with the Brown Act. Individuals may address the Board on any matter listed on this agenda, excluding closed session. Members of the public desiring to address the Board must request recognition from the Board President. Presentation by members of the public is limited to two minutes each per agenda item.

Flag Salute: Board and audience salute flag.

1. Public Comment:

This portion of the meeting is set aside for members of the public to address any matter not on this agenda and over which the Board has jurisdiction. Comments are limited to 2 minutes for each person and 15 minutes on each subject.

2. Consent Calendar

The Consent Calendar consists of items that in staff's opinion are routine and non-controversial. These items are approved in one motion unless a Board Member or member of the public removes a particular item.

- a. Approval of Regular Meeting March 18, 2019
- b. Accounts Payable for March 2019

Motion: _____
Director _____, seconded Director _____
Roll Call: BD Rodriguez__ BD Reyna __ BD Moran__ VP Alvarez__ BP Gallardo__

3. Board to discuss and take action re: Approval of Funding Agreement between State Water Resources Control Board and the Arvin Community Services District for the Arsenic Mitigation Project Phase II in the amount of \$14,348,616.

Motion: _____
Director _____, seconded Director _____
Roll Call: BD Rodriguez__ BD Reyna __ BD Moran__ VP Alvarez__ BP Gallardo__

4. Board to discuss and take action re: Alternate Board Representative for Kern Groundwater Authority

Motion: _____
Director _____, seconded Director _____
Roll Call: BD Rodriguez__ BD Reyna __ BD Moran__ VP Alvarez__ BP Gallardo__

5. Board to discuss and take action re: Approval to amend agreement with Legal Counsel Wall, Wall and Peake

Motion: _____
Director _____, seconded Director _____
Roll Call: BD Rodriguez__ BD Reyna __ BD Moran__ VP Alvarez__ BP Gallardo__

6. Board to discuss and take action re: Groundbreaking Ceremony for Arsenic Mitigation Phase II New Well Projects

Motion: _____
Director _____, seconded Director _____
Roll Call: BD Rodriguez__ BD Reyna __ BD Moran__ VP Alvarez__ BP Gallardo__

7. Update on Emergency 1,2,3-TCP Treatment at Well No. 13

8. Staff Comments:

- a. General Manager
- b. Legal Counsel
- c. District Engineer

9. Board Member Comments:

This portion of the meeting is set aside to provide the Board with an opportunity to bring any new matters to the attention of the District. However, while no action can be taken on any matter discussed during this portion of the meeting, a Board Member may request that a subject be placed on an upcoming agenda. This portion of the meeting also allows the Board to get a brief update on any matter addressed at a previous meeting.

- a. Director Rodriguez
- b. Director Reyna
- c. Director Moran

- d. Vice President Alvarez
- e. President Gallardo

Motion to move into Closed Session

Director _____, seconded Director _____
Roll Call: BD Rodriguez__ BD Reyna __ BD Moran__ VP Alvarez__ BP Gallardo__

10. Closed Session

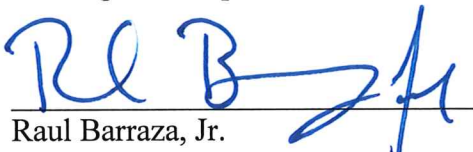
- a. **Conference with Legal Counsel on existing litigation: Arvin CSD v. Dow Chemical and Shell Oil Company Government Code Section 54956.9 (d) (i)**

Report from Closed Session:

11. Adjournment:

Motion: _____
Director _____, seconded Director _____
Roll Call: BD Rodriguez__ BD Reyna __ BD Moran__ VP Alvarez__ BP Gallardo__

I hereby certify under perjury under the laws of the State of California that the foregoing agenda was posted on the Arvin Community Services office window not less than 72 hours prior to the meeting dated April 1, 2019.



Raul Barraza, Jr.
Board Secretary/General Manager

MINUTES OF THE REGULAR MEETING OF

THE BOARD OF DIRECTORS
ARVIN COMMUNITY SERVICES DISTRICT
March 18, 2019

The Board of Directors of the Arvin Community Services District duly met at a Regular Board Meeting held on March 18, 2019 at the hour of 6:00 p.m. at 309 Campus Drive, Arvin, CA 93203.

The meeting was called to order by President Gallardo at 6:04 PM
Directors Present: Gallardo, Álvarez, Moran, Reyna, Rodriguez
Others Present: General Manager/Secretary- Raul Barraza, Jr.; Legal Counsel- Alan Peake;
District Engineer – Dee Jaspar.

Pledge of allegiance: The Pledge was led by President Gallardo

Agenda Item #1: Public Comment

No public comment.

Agenda Item #2: Consent Calendar

- a. **Approval of Regular Minutes March 4, 2019**
- b. **Accounts Payable for March 2019**

After reviewing items on the consent calendar and there being no questions, a motion was made by Director Rodriguez to approve all items in the consent calendar and seconded by Vice President Alvarez.

AYES: Rodriguez, Reyna, Moran, Álvarez, Gallardo

Agenda Item #3: Presentation of Alpha Energy for Solar Project designed for Arvin CSD

Reynaldo Robles made a presentation to the Board of Directors for a solar project that could potentially have some savings for the District. Staff recommendation was for District to have a power analysis completed by our district engineer and wait until our new water system is complete enabling the District to run a more realistic forecast.

Agenda Item #4: Presentation of Monthly Operations Review for February 2019

General Manager presented monthly operations review to board of directors.

Agenda Item #5: Update on Emergency 1,2,3-TCP Treatment at Well No. 13

General Manager and District Engineer updated the board of directors on the progress of the treatment facility installation. Well should be online by the end of the March. General Manger to send out notification to customers.

Agenda Item #6: Board to discuss and take action re: Update District's Anti-Harassment and Anti-Retaliation Policy

General Manager presented an updated policy covering anti-harassment and anti-retaliation which includes all employees receiving training as well. Vice President Alvarez made a motion to approve updated policy. Motion was seconded by Director Rodriguez.

Agenda Item #7: Staff Comments

General Manager – Informed of the Board of Directors of the meetings the General Manager and Legal Counsel had with State Water Boards discussing update with Leslie Laudon and Jim Maughan. They informed the District they would try to have funding agreement by end of April. In meeting with Assemblyman Salas, we were informed he was on a committee overseeing the issues with Fi\$cal and discussed our issues with his staffers. General Manager and Counsel also met with Senator Hurtado who is now informed and mentioned she would be visiting Arvin in the near future.

Counsel – no comments.

District Engineer – no comments.

Agenda Item #8: Board Member Comments

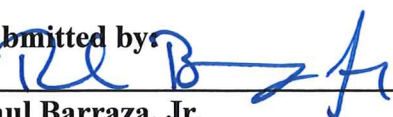
No comments.

Agenda Item #7: Adjournment

Motion was made by Vice President Alvarez and seconded by Director Rodriguez to adjourn meeting at 7:20 p.m.

YES: Rodriguez, Reyna, Moran, Álvarez, Gallardo

Submitted by:



Raul Barraza, Jr.
Board Secretary/General Manager

Attest:

Rafael Gallardo
Board President

ARVIN COMMUNITY SERVICES DISTRICT
Board Meeting Payables
 March 19 - 29, 2019

2:46 PM
 03/29/19
 Accrual Basis

Type	Date	Num	Memo	Paid	Debit
Calgon Carbon Corp.	03/25/2019	90077449	Purchase of Model 10 System w/F600 Carbon for Well No. 13 (Emergency Treatment)	Paid	90,546.25
Total Calgon Carbon Corp.					90,546.25
DLL Financial Services	03/23/2019	62920951	Lease for main printer	Paid	81.68
Total DLL Financial Services					81.68
Office Team	03/19/2019	53061079	Temp Employee wkend 3/15/19	Paid	397.66
	03/26/2019	53108433	Temp Employee Wk-end 3/22/18	Paid	418.70
Total Office Team					816.36
PG&E 0448505472-2, WELL 14	03/26/2019	02/25/19-03/25/19	Well No. 14 Services	Paid	9,071.21
Total PG&E 0448505472-2, WELL 14					9,071.21
PG&E 2395215405-4, 847 S. DERBY	03/25/2019	02/22/19-03/24/19	847 S. Derby Services	Paid	155.98
Total PG&E 2395215405-4, 847 S. DERBY					155.98
PG&E 2529028868-4, WELL 13	03/26/2019	02/25/19-03/25/19	Well No. 13 Services	Paid	2,814.32
Total PG&E 2529028868-4, WELL 13					2,814.32
PURCHASE POWER	03/22/2019	8000-9090-0288-5569	Postage cost	Paid	108.99
Total PURCHASE POWER					108.99
Robert P. Rodriguez	03/20/2019	2/27/2019	KGA Meeting Attendance 2/27/2019	Paid	100.00
Total Robert P. Rodriguez					100.00
Stinson's	03/25/2019	850821-0	Office Supplies: counterfeit pens, latex glove	Paid	43.02
Total Stinson's					43.02
Streamline	03/26/2019	99906	District Website Monthly Fee	Paid	200.00
Total Streamline					200.00
TSC- Trinity Safety Company	03/21/2019	108564	Safety Supplies: sling nylon, 2"x8", glove w/radnor, spandex glove, sling nylon 2"x6"	Paid	129.02
	03/29/2019	62750/1	Safety Supplies: spandex glove, flex fit, suedel	Paid	238.10
Total TSC- Trinity Safety Company					367.12
TOTAL					104,304.93

ADDENDUM TO ATTORNEY FEE AGREEMENT

This is an addendum to the Attorney Fee Agreement by and between the Arvin Community Services District and Wall, Wall & Peake effective March 1, 2014.

The Attorney Fee Agreement shall be amended as follows:

1. Said Attorney Fee Agreement shall be extended through and including March 31, 2022, unless earlier terminated by either party.
2. There shall be a three percent (3%) increase per year in the current attorney hourly rate with said increase being effective on April 1, 2019, April 1, 2020 and April 1, 2021.
3. WW&P carries Errors and Omissions Coverage through Berkley Insurance Company in the amount of \$1,000,000 per claim, with an aggregate of \$2,000,000. The policy number is: PLP-1528887-P3.

The Arvin Community Services District understands it has the right to have separate legal counsel review this Addendum to the Attorney Fee Agreement.

All other terms and conditions of the previously amended Attorney Fee Agreement not modified herein shall remain in full force and effect.

DATED: April 1, 2019

ARVIN COMMUNITY SERVICES DISTRICT

BY: _____
Rafael Gallardo, Board President

DATED: April 1, 2019

WALL, WALL, & PEAKE
A Partnership of Professional Corporations

BY: _____
Alan J. Peake, Esq.