



BEAR VALLEY COMMUNITY SERVICES DISTRICT

28999 South Lower Valley Road • Tehachapi, CA 93561-7460
PHONE 661-821-4428 • FAX 661-821-0180

REGULAR BOARD MEETING AGENDA

DATE OF MEETING: February 13, 2020
PLACE OPEN & CLOSED SESSION MEETING: 28999 South Lower Valley Road
TIME OF CLOSED SESSION MEETING: 5:00 pm
TIME OF STUDY SESSION 5:30 pm
TIME OF OPEN SESSION MEETING: 6:00 pm

1. **Call to Order**
2. **Attendance**
3. **Closed Session**
 - A. Conference with Real Property Negotiators
Government Code section 54956.8.
Properties: APN 329-072-05-00-6 & APN 329-081-06-00-5.
Agency Negotiators: General Manager, General Counsel.
Negotiating Party: Helen Ferguson, Trustee, Laing Family Trust.
Under Negotiation: Terms of donation.
 - B. Conference with Legal Counsel – Anticipated Litigation
Potential Exposure to Litigation under Government Code section 54956.9(d)(2):
three (3) potential matters
4. **Convene Open Session**
5. **Summary of Actions Taken During Closed Session**
6. **Study Session:**
 - A. Presentation and Acceptance of Annual Financial Report (External Audit) as Prepared and Presented by Fedak & Brown LLP
7. **Commence Regular Meeting**
8. **Pledge of Allegiance**
9. **Approval of Agenda**

10. Public Comments on Non-Agenda Items

Members of the public may address the Board on matters not listed on this Agenda. The Board cannot take action on any item that is not on the Agenda. The Board or staff may briefly respond to statements made or questions posed, or may ask questions for clarification. These items may also be referred to staff or scheduled on a future Agenda. There will be a separate opportunity for public comment for each item on the Agenda.

11. Consent Calendar

Consent items are considered routine and are intended to be acted upon in one motion, without discussion. During this portion of the meeting, the Consent Calendar will be read aloud. Prior to approval, the President will give the Board, staff, and public the opportunity to pull any item for discussion. The remaining Calendar will be acted upon. Any pulled items will then be heard and acted upon individually.

- A. APPROVE Minutes of the January 9, 2020 Regular Board Meeting
- B. ACCEPT December 2019 Committee Report
- C. ACCEPT Register of Warrants for January 2020

12. Disclosures by the Board of Directors

Board Members are asked to disclose any outside communications with individuals and organizations that have an action item on this agenda that pertains directly to them or their specific personal or private interests and which communication is not included or disclosed in the agenda package, so that all interested persons have an equal opportunity to express and represent their interests.

13. Action Items:

- A. ADOPT Resolution 19/20-26 and ACCEPT Annual Financial Report (External Audit) as Prepared and Presented by Fedak & Brown, LLP
- B. APPROVE as to Form – Personnel Policies, Sections XII-XVIII (Mr. Malinen)
- C. INTRODUCE Ordinance 20-252 Amending Title 7, Chapter 2 of the District Code Pertaining to Discontinuance of Water Service (Mr. Davis)
- D. ACCEPT Quarterly Investment Report as of December 31, 2019 (Mr. Jones)

14. Information and Discussion Items:

- A. Wastewater System Rate Study (Mr. Malinen, Mr. Jones, Mr. Davis)
- B. 2019-2020 Kern County Grand Jury Report (Mr. Malinen)
- C. Board Comments
 - i. Director Baron:
 - ii. Director Carlyn:
 - iii. Director Hahn:
 - iv. Vice-President Quinn:
 - v. President Roberts:

- D. Staff Reports
 - i. Department Head Reports
 - 1. Finance Report
 - 2. Public Works Report
 - 3. Public Safety Report
 - ii. General Counsel Report
 - iii. General Manager Report

15. Future Agenda Items:

- A. Wastewater Rate Study: Approve Final Report and Set Public Hearing Date (March 12, 2020)
- B. Ordinance 20-252 Second Reading and Adoption (March 12, 2020)
- C. Adopt Water Service Discontinuation Policy (March 12, 2020)
- D. Adopt Employee Personnel Policies & Employee Handbook (March 12, 2020)
- E. Adopt Board of Directors Ethics Policy (March 12, 2020)
- F. Review Draft Response for 2019-2020 Kern County Grand Jury Report (March 12, 2020)
- G. Approve Final Response for 2019-2020 Kern County Grand Jury (April 9, 2020)
- H. Public Hearing – Wastewater Rates (May 14, 2020)

16. Adjournment: The next regularly scheduled meeting of the Board of Directors is March 12, 2020.

INFORMATION REGARDING AGENDA ITEMS: Copies of the staff reports and other disclosable public records related to each open session item of business referred to on the agenda are on file in the office of the District Secretary and are available for public information during regular business hours. Any person who has a question concerning any of the agenda items may call the District Secretary at 661.821.4428.

ADA Compliance Statement: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the District Secretary to the Board of Directors, Kristy McEwen, at 661.821.4428. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting.

Signed, February 7, 2020

Kristy McEwen, Secretary of the Board

February 13, 2020 Regular Board Meeting