

**SPECIAL MEETING MINUTES:  
San Simeon Community Services**



**Internet Meeting Location – Via ZOOM**

Pursuant to San Simeon CSD Resolution 21-438 and in compliance with AB 361 this meeting occurred as a virtual teleconference using the Zoom app.

**1. REGULAR SESSION: - @ 1PM**

- A. Chairperson Kellas – Present
- Vice-Chairperson Giacoletti - Present
- Director de la Rosa – Present
- Director Donahue - Present

**2. BUSINESS ACTION ITEMS:**

**A. APPROVAL OF THE AUDIT FOR FISCAL YEAR 2020/2021. (1:10)**

(2:00) A motion was made to approve the 2020/2021 Fiscal Year Audit.

Motion: Chairperson Kellas

2nd: Director de la Rosa

Vote: 4/0

Absent: 0

Roll Call: Kellas: Yes      Giacoletti: Yes      de la Rosa: Yes      Donahue: Yes

**B. APPROVAL OF TOWN & COUNTRY FENCING, INC. FOR INSTALLATION OF A FENCE ON DISTRICT PROPERTY NOT TO EXCEED THE AMOUNT OF \$6,975.00. (2:28)**

Charlie Grace and Chairperson Kellas introduced the item.

(5:20) Chairperson Kellas, Director de la Rosa, and Charlie Grace discussed the survey marks and the submittal of a second responsive bid. Director Donahue and Vice-Chairperson Giacoletti discussed the fence location and building materials that would be used.

Public Comment –

(12:00) Henry Krzciuk commented.

(14:00) Michael Hanchett commented.

(15:00) A motion was made to approve the Town & Country Fencing to install the fence not to exceed the amount of \$6,975.00.

Motion: Chairperson Kellas  
2nd: Director de la Rosa  
Vote: 3/1  
Absent: 0

Roll Call: Kellas: Yes      Giacoletti: No      de la Rosa: Yes      Donahue: Yes

**C. REVIEW AND APPROVAL OF THE HEARST LIMITED TERM ENCROACHMENT AND EASEMENT AGREEMENT. (15:48)**

Charlie Grace introduced the item.

(17:40) Chairperson Kellas suggested grammatical changes to the contract. 1) page 50 of the packet 2) page 53 of the packet.

(19:21) Michael Donahue made a motion to add contractor restitution for all the trouble this has caused on the agenda.

(19:24) Chairperson Kellas stated that they needed to allow public comment first.

Public Comment –

(19:52) Henry Krzciuk commented.

(21:42) Michael Hanchett commented.

(22:45) Chairperson Kellas and Director Donahue discussed the motion made by Director Donahue.

(22:28) A motion was made to accept the redlined changes and the proposed edits in the Hearst Limited Term Encroachment and Easement Agreement.

Motion: Chairperson Kellas  
2nd: Director de la Rosa  
Vote: 4/0  
Absent: 0

Roll Call: Kellas: Yes      Giacoletti: Yes      de la Rosa: Yes      Donahue: Yes

**D. DISCUSS AND CONSIDER CLERICAL CORRECTIONS TO CONTRACT WITH GRACE ENVIRONMENTAL SERVICES, LLC. (24:11)**

(24:30) Charlie Grace recused himself and left the meeting.

(25:21) Jeff Minnery introduced the item.

(27:34) Michael Donahue commented that this was a huge conflict of interest because GES prepared the staff report. Stating that the clerical changes were significant and changes the nature of the contract. He further stated that he would be voting No. Chairperson Kellas stated that Staff did not create this item and that it had come from Counsel. They (staff) had received the detailed information from Counsel.

Public Comment –

(29:20) Michael Cruz commented.

(31:30) Henry Krzciuk commented.  
(35:00) April Dury commented.  
(37:10) Michael Hanchett commented.  
(39:10) Miguel Sandoval commented.  
(39:44) Mike Hanchett Jr. commented.  
(41:16) Jaqueline Diamond commented.

(42:09) Chairperson Kellas provided additional information related to the contract edits.

(43:17) A motion was made to accept changes to the 2021 GES contract.

Motion: Chairperson Kellas  
2nd: Director de la Rosa  
Vote: 2/2  
Abstain: 1

Roll Call: Kellas: Yes    Giacoletti: Abstain    de la Rosa: Yes    Donahue: No

(43:58) Chairperson Kellas, Vice-Chairperson Giacoletti, and Jeff Minnery discussed conflict of interest pertaining to the 2021 contract. Director Donahue and Jeff Minnery discussed the FPPC sanctions. Jeff Minnery stated that he had reviewed the 2021 FPPC ruling and there was no indication that the 2016 or 2021 contract had been voided.

(48:47) A motion was made to accept changes to the 2021 GES contract.

Motion: Chairperson Kellas  
2nd: Director de la Rosa  
Vote: 3/1  
Abstain:

Roll Call: Kellas: Yes    Giacoletti: Yes    de la Rosa: Yes    Donahue: No

### **3. ADJOURNMENT @ 1:49 PM**