

November 29, 2021
SPECIAL MEETING MINUTES:
San Simeon Community Services



Pursuant to San Simeon CSD Resolution 21-435 and in compliance with AB 361 this meeting occurred as a virtual teleconference using the Zoom app.

1. REGULAR SESSION @ 3:03

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

2. CONSENT AGENDA ITEMS:

A. ADOPTION OF RESOLUTION 21-437 TO CONTINUE VIRTUAL MEETINGS PURSUANT TO THE PROVISIONS OF AB 361.

Public Comment –
(1:42) Julie Tacker commented.

(3:14) A motion was made to approve Resolution 21-437.

Motion: Chairperson Kellas
2nd: Vice-Chairperson Giacoletti
Vote: 3/0
Absent: 0

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

3. BUSINESS ACTION ITEMS:

A. CONSIDERATION OF CANDIDATES TO REPLACE THE BOARD OF DIRECTOR VACANCY CREATED BY THE RESIGNATION OF WILLIAM MAURER AND BOARD APPOINTMENT OF THE NEW DIRECTOR.

(3.55)

Public Comment –
(4.39) Henry Krzciuk commented.
(7:14) Julie Tacker commented.
(8:00) April Dury commented.
(9:22) Michael Hanchett commented.

(10:29) Director de la Rosa commented about Michael Donahue's absence from the meeting and he stated that the Board and public had not been allowed enough time to review the other candidate application. Vice-Chairperson Giacoletti asked for clarification on the appointment process.

(13:25) A motion was made to appoint Michael Donahue to fill the Board vacancy.

Motion: Chairperson Kellas
2nd: Vice-Chairperson Giacoletti
Vote: 3/0
Absent: 0

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

B. DISCUSSION ON PROCEDURE TO FILL THE VACANCY ON THE SAN SIMEON COMMUNITY SERVICES DISTRICT CREATED BY THE RESIGNATION OF DIRECTOR WILLIAM CARSON; DIRECTION TO STAFF TO POST NOTICE OF VACANCY PURSUANT TO GOV'T CODE 1780; SCHEDULE A MEETING AT WHICH CANDIDATES WILL BE CONSIDERED AND THE APPOINTMENT MADE. (14:00)

Chairperson Kellas introduced the item.

Public Comment –
(14:40) Julie Tacker commented.

(18:20) A motion was made to proceed with filling William Carson's vacancy pursuant to the Government Code.

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

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

C. APPROVAL OF A PROPOSAL FROM COOPERATIVE STRATEGIES FOR REDISTRICTING SERVICES NOT TO EXCEED THE AMOUNT OF \$21,500.00. (20:02)

Chairperson Kellas introduced David Lopez from Cooperative Strategies.

(21:15) David Lopez and Director de la Rosa discussed the proposal and the itemized costs of the services.

Public Comment –
(30:05) Michael Cruz commented.

(33:00) Jeffrey Minnery and David Lopez discussed potential legal costs.

(34:18) Henry Krzciuk commented.

(38:40) Julie Tacker commented.

(40:40) A motion was made to approve the proposal from Cooperative Strategies not to exceed the amount of \$21,500.00.

(41:00) There was additional conversation between the Chair, Vice-Chairperson, and Jeffrey Minnery about the CVRA.

(44:50) A motion was made to approve the proposal from Cooperative Strategies not to exceed the amount of \$21,500.00.

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

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

D. RATIFICATION OF THE TECHNICAL ASSISTANCE PROGRAM PROPOSAL FOR A FREE RATE STUDY ANALYSIS FOR THE COMMUNITY OF SAN SIMEON. (46:30)

Chairperson Kellas introduced the item.

Public Comment –

(47:54) Julie Tacker commented.

(51:40) Henry Krzciuk commented.

(54:35) April Dury commented.

(58:05) Jaqueline Diamond commented.

(1:00:00) Michael Hanchett commented.

(1:02:30) A motion was made to approve the ratification of the technical assistance program proposal for a free rate study.

Motion: Chairperson Kellas
2nd: Vice-Chairperson Giacoletti
Vote: 3/0
Absent: 0

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

4. CLOSED SESSION: (1:03:15)

A. CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION

Pursuant to Government Code §54956.9(d)(2)

Title: Grace Environmental Services, LLC – Request for indemnity

Public Comment –

(1:03:37) Julie Tacker commented.

(1:07:08) Henry Krzciuk commented.

(1:10:00) April Dury commented.

(1:11:19) Michael Hanchett commented.

(1:13:38) Jeffrey Minnery read the Government Code for closed session.

******RECONVENE TO OPEN SESSION******

(39 minutes)

Report on Closed Session:

(1:15:29) Jeffrey Minnery reported that the Board met in closed session and determined by a unanimous vote to indemnify Grace Environmental Services for costs related to the FPPC action with a request to Mr. Grace to bring forward in a regular meeting in open session costs that he seeks reimbursement for.

5. ADJOURNMENT @ 4:57 PM