

**Salton Community Services District
REGULAR MEETING *Minutes***

October 18, 2023

Closed Session 1:00 p.m.

Open Session 2:00 p.m.

1209 Van Buren Ave.

Salton City, CA 92275

www.saltoncsd.ca.gov

BOARD OF DIRECTORS:

Michelle Gilmore, President
Michael Friese, Vice President
Manuel Ramos, Director
Lidia A. Sierra, Director
Dale Johnson, Director

STAFF:

Emmanuel Ramos, Interim General
Manager
Thania Garcia, Board Secretary
Christina Sutton, Finance Officer
Oracio Lemus, Field Foreman
Stephen Prager, Park Supervisor

1. CALL TO ORDER: 1:00 p.m.

2. ROLL CALL:

3. PUBLIC COMMENTS:

Pursuant to California Government Code Section 54954.3, the public has the right to address the board regarding any closed session items listed on the **closed session agenda** prior to the board adjourning into closed session. Anyone who wishes to address the Board, please come to the microphone. Public comments are limited to (3) minutes for each person. Public comments regarding the resolution prohibiting the use of recording devices in closed session may also be made.

John Connelly- Inquired as to whether the board had in fact reviewed the Legal Expense for the month.

4. RESOLUTION NO. 2023-10-18-01 PROHIBITING THE USE OF RECORDING DEVICES IN CLOSED SESSION.

Director Johnson made a motion to Approve Resolution No. 2023-10-18-01 PROHIBITING THE USE OF RECORDING DEVICES IN CLOSED SESSION. Vice President Friese seconded the motion.

Roll Call:

President Gilmore Yes	Director Johnson Yes
Vice President Friese Yes	Director Sierra No
Director Ramos Yes	

Motion Passes 4-1

5. CLOSED SESSION ITEMS:

A. CONFERENCE WITH LEGAL COUNSEL-Existing Litigation Pursuant to Government Code Section 54956.9(d)(1) Roxana Chavez v. Salton Services Community District, et al. Imperial County Superior Court Case No.: ECU002702
No Reportable Action

B. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9) Name of case: JALYNDA ELLEN ALEXANDER, Petitioner, vs. SALTON COMMUNITY SERVICES DISTRICT Respondent, Immanuel Ramos; Manuel Henry Ramos Real Parties in Interest. (Imperial County Superior Court Case # ECU003061)
No Reportable Action. There has not been a ruling by the court on this case.

C. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9) Name of case: SALTON COMMUNITY SERVICES DISTRICT, a California special district, Plaintiff, vs. MITCHELL EDWARD MANSFIELD, an individual; and DOES 1-50, inclusive (Imperial County Superior Court Case # ECU002875)
The Board authorized for Legal Counsel to prepare a declaration of the witness. And to proceed with obtaining a default judgment against Mr. Mansfield for the gift of Public Funds in the amount of \$194,000.00

D. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: (one potential case)
No Reportable Action

Item E added last-minute.

E. David Dale Petitioner vs Salton Community Service District and Lidia Sierra Respondents. Title VERIFIED PETITION FOR DECLARATORY RELIEF PEREMPTORY WRIT OF MANDATE AND WRIT OF MANDATE ORDERING COMPLIANCE WITH THE CALIFORNIA PUBLIC RECORDS ACT. (CASE NUMBER ECU003178)

President Gilmore motioned to approve the last-minute addition. Vice President Friese seconded the motion.

Roll Call:

President Gilmore Yes

Director Johnson Yes

Vice President Friese Yes

Director Sierra Abstain

Director Ramos Yes

Motion Passes 4-0

The Board voted to allow the District Counsel to appear on behalf of the district. Consistent with the letter that was previously sent to Mr. Dale we will not be opposing the petition to seek access to a recording.

6. OPEN SESSION: 2:00 pm

7. PLEDGE OF ALLEGIANCE: Michelle Gilmore, President

8. ANNOUNCEMENT OF CLOSED SESSION ACTIONS:

9. PUBLIC COMMENTS:

Pursuant to California Government Code Section 54954.3 members of the public may address the Board at this time on any items of public interest that are within the Board's subject matter jurisdiction. The Ralph M. Brown Act, however, prohibits the Board from taking action on any matter not appearing on the agenda. Those who wish to address the Board should come to the microphone. Members of the public will be given three (3) minutes to address the board on any items of public interest.

No Public Comments

10. BOARD MEMBER COMMENTS:

President Gilmore- Spoke on events happening in the Community.

Vice President Friese- Let the attendees know of the Ethics Training happening after the meeting. And welcomed them to stay after the meeting.

Director Ramos- No Comment

Director Lidia- No Comment

Director Johnson- No Comment

11. CONSENT CALENDAR ITEMS:

Consent calendar items are expected to be routine and non-controversial, to be acted upon by the board of directors at one time without discussion. If any board member requests that an item be removed from the consent calendar, it will be removed so that it may be acted upon separately.

- A. Approve the Minutes for the Regular Meeting of September 27, 2023.
Vice President Friese motioned to approve the meeting minutes for September 27, 2023, with the changes discussed. Director Johnson seconded that motion.**

Roll Call:

President Gilmore Yes Director Johnson Yes

Vice President Friese Yes Director Sierra No

Director Ramos Yes

Motion Passes 4-1

- B. Approve the Minutes for the Special Meeting of May 9, 2023.
- C. Approve demands for the month of September 2023.
- D. Slovak, Baron, Empey, Murphy, & Pinkney **\$46,645.12** (Discount provided by law firm)
- E. Colantuono, Highsmith, & Whatley, PC **\$9,262.00**
Vice President Friese motions to approve all Consent Items except A. Directors Ramos seconded the motion.
Roll Call:
President Gilmore Yes Director Johnson Yes
Vice President Friese Yes Director Sierra No
Director Ramos Yes

Motion Passes 4-1

12. REPORTS:

- A. Interim General Manager's report
- B. Finance Officer's report
- C. Field Foreman's report
- D. Park Supervisor's report

13. MEMBERS OF THE BOARD REPORTS: STANDING COMMITTEE:

- A. Architectural Committee Report
No report

14. UNFINISHED BUSINESS:

15. NEW BUSINESS:

- A. THE FIRST READING OF AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE SALTON COMMUNITY SERVICES DISTRICT, REQUIRING THE PAYMENT OF ATTORNEYS' FEES BY CERTAIN PARTIES.

Director Johnson motioned to approve and waive the First Reading of the Ordinance. Vice President Friese seconded the motion.

Roll Call:

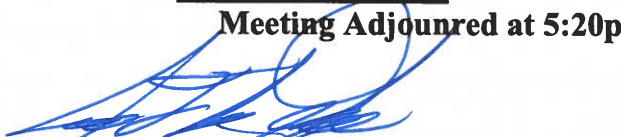
- President Gilmore Yes Director Sierra Yes**
- Vice President Friese Yes Director Johnson Yes**
- Director Ramos Yes**


16. ETHICS AB 1234 COMPLIANCE TRAINING

Training given by John Pinkney from SBEMP

17. ADJOURNMENT:

Meeting Adjourned at 5:20pm



Sonia Thania Garcia, Secretary of the Board

Michelle Gilmore, President of the Board

Upon written request, this agenda will be made in appropriate alternative format to persons with disabilities as required by Section 202 of the American with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the Secretary of the Board at least 72 hours before the meeting. Any public record, relating to an open session agenda item, that is distributed within 72 hours prior to the meeting is available for public inspection at 1209 Van Buren St, Suite 1, Salton City, California 92275.