

**MINUTES
REGULAR MEETING
OF THE BOARD OF DIRECTORS
JUNE 17, 2009
6:00 P.M.**

A. Call to Order & Roll Call

A meeting of the De Luz Community Services District was held at the De Luz CSD Office commencing at 6:00 p.m. on June 17, 2009. Present at the meeting were the following Directors:

Director Adams
Director Bianchi
Director Boyer
Director Buescher
Director Rubin

General Manager Holmes, Assistant Secretary Gipson, and General Counsel Jackson were also present.

President Rubin led the flag salute.

B. Sheriff

Deputy Donoho gave the Sheriff's Report for May 2009 and updated the Board on June activities. The written report is on file with the District.

C. Public Expression

None.

D. Public Hearing on the Written Report of the Directors

President Rubin opened the Public Hearing on the Written Report of the Directors for Fiscal Year 2009-2010.

General Manager Holmes explained that the Written Report contains the scope of work to be done and the zones benefitted by that work.

The Written Report and the Affidavit of the Notice of Publication of the Hearing on the Written Report were received into evidence and made a part of the Hearing.

President Rubin opened the Hearing to public comment.

There being no public comment, the Hearing was closed by President Rubin.

E. Ordinance Adopting the Written Report of the Directors

Motion was made by Bianchi, seconded by Adams, to adopt Ordinance No. 09-01:

Adopting the Written Report of the Directors, Establishing the Zones of Benefit for Services Provided, the Scope of Services to be Performed, and the Charges to be Rendered for Road Maintenance and Police Services Provided to Property Owners in the District during Fiscal Year 2009-2010

The motion carried unanimously.

F. Public Hearing on the Budget

President Rubin opened the Public Hearing to consider the adoption of the District Budget for Fiscal Year 2009-2010.

General Manager Holmes explained the method of calculating the budget and the zone benefit fees.

The Budget and Affidavit of the Notice of Publication of the Hearing on the Budget were received into evidence and made a part of the Hearing.

President Rubin opened the Hearing to public comment.

There being no public comment, the Hearing was closed by President Rubin.

G. Resolution Adopting the Budget

Motion was made by Buescher, seconded by Bianchi, to adopt Resolution No. 09-06:

Determining and Adopting the Budget for Fiscal Year 2009-2010

The motion carried unanimously.

H. Consideration of Notice of Exemption

General Counsel Jackson explained that the Notice of Exemption, which is filed with the Riverside County Clerk, states that the Budget is an exempt act under CEQA. It is not a project under the Public Resources Code of the State and is categorically exempt under that Code. He asked that the Board make the finding of "no project" and approve the Notice of Exemption.

Motion was made by Buescher, seconded by Adams, to make a finding of "no project" and to approve the Notice of Exemption for Establishment of Rates and Charges for Services Performed in Fiscal Year 2009-2010.

The motion carried unanimously.

I. Resolution Electing to Have All Charges Collected on the Tax Roll

Motion was made by Buescher, seconded by Bianchi, to adopt Resolution No. 09-07:

Electing to Have All Charges for Services Provided in the District during Fiscal Year 2009-2010 Collected on the Tax Roll of the County of Riverside

The motion carried unanimously.

J. Information Only

The Board received the Statement of Investment Policy.

K. Consent Calendar

Motion was made by Buescher, seconded by Adams, to approve the Consent Calendar.

The motion carried unanimously.

L. Discussion of Legal Matters

General Counsel Jackson reported that his office will not be requesting an increase to their retainer for 2009-10, but will be submitting a statement of hours monthly and will revisit the retainer increase for 2010-11.

M. Award of Contract: Sandia Creek and El Prado (Primary and Zone IV)

General Manager Holmes reported that there were eleven approved bidders for this project, and ten bids were received. The low bidder was Peters Paving & Grading Inc. in the amount of \$332,563.60. This project will be funded with Primary Zone and Zone IV Roadway Rehabilitation Funds.

Motion was made by Buescher, seconded by Bianchi, to adopt Resolution No. 09-08:

Awarding a Contract for the Rehabilitation of a Portion of Sandia Creek Drive (El Prado Road to De Anza Road - Primary Zone) and Rehabilitation of a Portion of El Prado Road Phase II (Zone IV)

The motion carried unanimously.

N. Finance Committee Report

Director Boyer reported that at their recent Finance Committee meeting, the Committee discussed real estate and the opportunity to acquire a building.

O. Engineering Committee Report

Director Bianchi reported that at their recent meeting the Engineering Committee discussed the current contract and field projects, and the pros and cons of crack sealing, slurry sealing and cape sealing.

Director Adams left the meeting at 6:43 p.m.

P. General Manager's Report

General Manager Holmes presented his written report which is on file with the District Office.

Q. Adjournment

There being no further business, President Rubin adjourned the meeting at 6:48 p.m.

Rob Holmes
Secretary, Board of Directors

ATTEST:

Steve Rubin
President, Board of Directors