

**HEBER PUBLIC UTILITY DISTRICT
BOARD OF DIRECTORS
1078 Dogwood Rd., Suite 104
Heber, CA, 92249**

Thursday, September 17, 2020 at 6:00 p.m.

MINUTES

THIS MEETING WILL BE HELD IN ACCORDANCE WITH EXECUTIVE ORDER N-29-20 ISSUED BY CALIFORNIA GOVERNOR GAVIN NEWSOM ON MARCH 17,2020, THE RALPH M. BROWN ACT (*California Government Coe Section 5485950, et Seq.*), and the *Federal Americans with Disabilities Act*.

THIS MEETING WILL NOT BE PHYSICALLY OPEN TO THE PUBLIC. ALL MEMBERS OF THE PUBLIC MAY ATTEND THE BOARD MEETING VIA THE APPLICATION, ZOOM UNTIL FURTHER NOTICE. YOU MAY ALSO CALL INTO THE MEETING, FOR AUDIO ONLY PARTICIPATION, BY CALLING (760) 482-2447.

ZOOM MEETING INFORMATION:

WEBSITE: <https://zoom.us/join>

MEETING ID: 796-978-5637

CALL IN PHONE NUMBER: (760) 482-2447

The District recognizes its obligation to provide equal access to those individuals with disabilities. Please contact the District (760-482-2440) two working days prior to the meeting with any special requests for reasonable accommodation.

- 1. CALL TO ORDER:**
The meeting to the Heber Public Utility District was called to order at 6:04 pm by President Cardenas.
- 2. ROLL CALL:**
Board Members Present: Pompeyo Tabarez, Jr., Martin Nolasco, Jr., Tony Sandoval, Kaine Garcia, and Moises Cardenas. Also attending Steve Walker, Laura Fischer, and Raquel Carrillo.
- 3. PLEDGE OF ALLEGIANCE:**
The Pledge of Allegiance was led by President Cardenas.
- 4. APPROVAL OF AGENDA:**
Motion to Approve the Agenda as presented was made by Director Tabarez, Jr., seconded by Director Nolasco, Jr.
Motion approved by Roll Call: 5/0
AYES: P. Tabarez, Jr., M. Nolasco, Jr., T. Sandoval, K. Garcia
M. Cardenas
- 5. PUBLIC PRESENTATIONS/COMMENT:** None at present time.

The Board may set time limits on the amount of time any speaker can use to address the Board. Members of the public are allowed to make comments about anything not listed on the agenda. If the comments concern an agenda item, they must wait until that item is up for discussion. If you wish to address the Board, please fill out a "Request to Speak Form" and hand it to the Clerk of the Board and when recognized by the President of the Board, go to the podium and address the Board. The Board can't take action on any item not on the agenda.

6. CONSENT AGENDA: Any item on the Consent Agenda may be removed and placed under New Business at the request of any Board Member or member of the Public.

A. Approve Minutes for the Regular Meeting of August 20, 2020 and the Special Meeting of August 27, 2020.

B. Approve Current Demands for August 2020.

Motion to approve the Consent Agenda was made by Director Nolasco, Jr., seconded by Director Tabarez, Jr.,

Motion approved by Roll Call: 5/0

AYES: P. Tabarez, Jr., M. Nolasco, Jr., T. Sandoval, K. Garcia, M. Cardenas.

7. REPORTS:

A. President and Director's Comments.

B. Operations Report for August 2020. Informational Only

C. General Manager's Report. Written report provided.

8. NEW BUSINESS: Discussion and Possible Action

A. Authorize Staff to Plan Community Events Meeting all COVID-19 Restrictions and Regulations - General Manager
After discussing the Events and considering different options to make it safe for the community the Board decided to table item and bring back to November's meeting and to review guidelines from State and County so HPUD will be able to comply.

9. OLD BUSINESS: Discussion and Possible Action

A. Authorize Submittal of grant application(s) to Statewide Park Program Round 4 – General Manager

Motion to Authorize Submittal of grant application to Statewide Park Program Round 4, was made by Director Garcia, seconded by Director Tabarez, Jr., as follows

1. Major Park large acreage – first selection Fawcett Park, if not available then 19 acre park.
 - a. Fawcett Park – Need to secure land tenure
 - b. 19 Acres on Rockwood Avenue
2. Correll Basin
3. Restrooms at Jiggs Park

Motion approved by Roll Call: 5/0

AYES: P. Tabarez, Jr., M. Nolasco, Jr., T. Sandoval, K. Garcia
M. Cardenas

10. ANNOUNCEMENTS:

- A. Board of Supervisors meets every Tuesday in October. You can listen and watch the proceedings <https://imperialcounty.org/bosagendas>. You must contact the Clerk of the Board on Monday before the meeting if you want to participate.
- B. CSDA newsletter www.csdanet.com

11. CLOSED SESSION:

Motion to go into Close Session at 7:09 pm was made by Director Tabarez, Jr., seconded by Director Garcia.

Motion approved by Roll Call: 5/0

AYES: P. Tabarez, Jr., M. Nolasco, Jr., T. Sandoval, K. Garcia, M. Cardenas

ZOOM MEETING INSTRUCTIONS

To ensure privacy during Closed Session, we will observe the following procedures:

- A separate, private Zoom meeting for Closed Session will be created.
- Once a motion to move to Closed Session is approved in the public Zoom meeting, participants in Closed Session will exit the public meeting.
- Staying in the Zoom app, participants in Closed Session will then join the private meeting created for Closed Session.
- Closed Session is done securely in private.
- Once Closed Session is complete, participants will leave the private Zoom meeting and re-join the public meeting using their panelist join-link for any potential report from Closed Session and adjournment in front of the public.

A. Government Code Section § 54956.9(c)

a) Pending litigation – One Matter

Board reconvened from Close Session at 7:45pm. Motion made by Director Tabarez, Jr., seconded by Director Garcia.

Closed Session Announcements: District Counsel briefed the BOD regarding the filing of a lawsuit against the County of Imperial and Procedural status in reference to El Toro Expansion.

12. ADJOURNMENT:

Motion to Adjourn the meeting at 7:49 pm was made by Director Tabarez, seconded by Director Garcia.

Motion approved by Roll Call: 5/0