

JOINT MEETING OF THE  
HEBER PUBLIC UTILITY DISTRICT BOARD OF DIRECTORS  
HEBER PUBLIC UTILITY DISTRICT FINANCING CORPORATION  
AND THE  
HPUD CFD NO. 2005-1 BOARD  
1078 Dogwood Rd., Suite 104  
Heber, CA, 92249

Thursday, March 20, 2014 @ 6:00 p.m.

Minutes

<p><i>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.</i></p>
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**1. CALL TO ORDER:**

The meeting of the Board of Directors of the Heber Public Utility District was held at the District's meeting room and called to order at 6:07 pm by President Margie Lizarraga.

**2. ROLL CALL:**

Directors present at roll call: Sergio Escobedo, Eduardo Valdez-Belmonte, Tony Sandoval, Diahna Garcia-Ruiz and Margie Lizarraga. Also present were General Manager, Laura G. Fischer; Office Manager, Rafaela M. Sanchez; Finance Manager, Graciela Lopez and General Counsel Steve Walker.

**3. PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was led by President Margie Lizarraga.

**4. APPROVAL OF AGENDA:**

The Motion to remove Item 8D and replace with Supplemental Item 8D; and Approve the Agenda was made by Director Sandoval, seconded by Director Valdez-Belmonte.

Motion approved by Roll Call:

AYES: S. Escobedo, E. Valdez-Belmonte, T. Sandoval, D. Garcia-Ruiz, M. Lizarraga

NOES: None

ABSENT: None

**5. PUBLIC PRESENTATIONS/COMMENT:**

*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.*

A. Presentation of Proclamation to Heber School District A California "Schools to Watch" Award Winner. – Board President

President Lizarraga passed the privilege to Director Garcia-Ruiz to present the Proclamation of Recognition to Jaime Silva and Patty Marcial.

**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. Approval of Minutes for the regular meeting on February 20, 2014
- B. Current Demands for February 2014

Motion to approve the Consent Agenda as presented was made by Director Garcia-Ruiz, seconded by Director Escobedo.

Motion approved by Roll Call:

AYES: S. Escobedo, E. Valdez-Belmonte, T. Sandoval, D. Garcia-Ruiz, M. Lizarraga

NOES: None

ABSENT: None

## 7. **REPORTS:**

- A. Operations Report for February 2014
- B. President and Director's Comments

President Lizarraga stated that she had been approached by the aerobics class instructor that they would volunteer their time for an Easter Egg Hunt and asked if the Board would be interested in such event. The consensus of the Board was to donate \$100 to hold this event along with the movie night on Thursday, April 17<sup>th</sup>.

Director Garcia-Ruiz stated that the Heber Chess Club will be competing in the nationals next month in San Diego and asked if the HPUD would make a donation. The consensus of the Board was to donate \$500 to the Heber Elementary School District for the chess team.

- C. General Manager's Report  
Information was provided to the Board.  
General Manager Laura Fischer reported that the candidate for Sheriff, Rick Macken was going to be here tonight to talk about his candidacy but a debate was scheduled so he will be here at another time.

## 8. **NEW BUSINESS: Discussion and Possible Action**

- A. Taking Action as the Heber Public Utility District - Waive the Requirement in Section 4.10 (i), (ii) of the 2009 Water Improvement Project Certificates of Participation and Authorized Parity Consent – General Manager

Taking Action as the Heber Public Utility District the Motion to Waive the Requirement in Section 4.10 (i), (ii) of the 2009 Water Improvement Project Certificates of Participation and Authorize Parity Consent was made by Director Garcia-Ruiz, seconded by Director Valdez-Belmonte.

Motion passed by Roll Call:

AYES: S. Escobedo, E. Valdez-Belmonte, T. Sandoval, D. Garcia-Ruiz, M. Lizarraga

NOES: None

ABSENT: None

- B. Taking Action as the Heber Public Utility District Financing Corporation - Waive the Requirement in Section 4.10 (i), (ii) of the 2009 Water Improvement Project Certificates of Participation and Authorized Parity Consent – General Manager

Taking Action as the Heber Public Utility District Financing Corporation the Motion to Waive the Requirement in Section 4.10 (i), (ii) of the 2009 Water Improvement Project Certificates of Participation and Authorize Parity Consent was made by Director Garcia-Ruiz, seconded by Director Sandoval.  
Motion passed by Roll Call:

AYES: S. Escobedo, E. Valdez-Belmonte, T. Sandoval, D. Garcia-Ruiz, M. Lizarraga  
NOES: None  
ABSENT: None

- C. Authorize the General Manager to Solicit Proposals for Auditing Services and Appoint the Board Treasurer to Serve on the Proposal Evaluation Committee– General Manager

Motion to Authorize the General Manager to Solicit Proposals for Auditing Services and Appoint the Board Treasurer to Serve on the Proposal Evaluation Committee was made by Director Sandoval, seconded by Director Escobedo.  
Motion approved by Roll Call:

AYES: S. Escobedo, E. Valdez-Belmonte, T. Sandoval, D. Garcia-Ruiz, M. Lizarraga  
NOES: None  
ABSENT: None

- D. Approve Modifications to the General Purpose Financial Statements for the Year Ended June 30, 2012 – Finance Manager

This item was removed and a supplemental item was added:

Approve Amendment to the Single Audit Report for FY 2012-13 Schedule of Federal Awards as Requested by the State Controller’s Office – Finance Manager

Motion to Approve Amendment to the Single Audit Report for FY 2012-13 Schedule of Federal Awards as Requested by the State Controller’s Office was made by Director Garcia-Ruiz, seconded by Director Valdez-Belmonte.  
Motion approved by Roll Call:

AYES: Escobedo, E. Valdez-Belmonte, T. Sandoval, D. Garcia-Ruiz, M. Lizarraga  
NOES: None  
ABSENT: None

- E. Adopt Resolution 2014-3 Eliminating the Debt Associated with the 2000 USDA Certificates of Participation in Support of Improving Wastewater Funds – Finance Manager

Motion to Adopt Resolution 2014-3 Eliminating the Debt Associated with the 2000 USDA Certificates of Participation in Support of Improving Wastewater Funds was made by Director Sandoval, seconded by Director Garcia-Ruiz.  
Motion approved by Roll Call:

AYES: S. Escobedo, E. Valdez-Belmonte, T. Sandoval, D. Garcia-Ruiz, M. Lizarraga

NOES: None

ABSENT: None

## 9. OLD BUSINESS:

- A. Adopt Ordinance 2014-1 Establishing a Cost Recovery Method For Service Costs of New Development Within The District Service Area Via Adoption of Resolution 2014-2 – General Manager

Motion to Adopt Ordinance 2014-1 Establishing a Cost Recovery Method For Service Costs of New Development Within The District Service Area Via Adoption of Resolution 2014-2 was made by Director Sandoval, seconded by Director Valdez-Belmonte.

Motion approved by Roll Call:

AYES: S. Escobedo, E. Valdez-Belmonte, T. Sandoval, D. Garcia-Ruiz, M. Lizarraga

NOES: None

ABSENT: None

- B. Authorize the General Manager to Sign on Behalf of the District a Contract to Construct a Basketball Court – General Manager

Motion to Authorize the General Manager to Sign on Behalf of the District a Contract to Construct a Basketball Court not to exceed \$30,000 was made by Director Sandoval, seconded by Director Valdez-Belmonte.

Motion passed by Roll Call:

AYES: S. Escobedo, E. Valdez-Belmonte, T. Sandoval, D. Garcia-Ruiz, M. Lizarraga

NOES: None

ABSENT: None

- C. Information Only Regarding Heber Meadows Community Facilities District Series 2005 Bonds First Supplemental Indenture – Finance Manager  
This was information only on the parcel in front of Jiggs Johnson Park. No action is required.

**10. ANNOUNCEMENTS:**

- A. Board of Supervisors meets every Tuesday @ 8:30 am 940 W Main St., El Centro
- C. CSDA Special Districts Legislative Days – May 20 & 21 in Sacramento

**11. CLOSED SESSION:**

Motion to go into Closed Session at 7:37 pm was made by Director Garcia, seconded by Director Sandoval.

Motion approved by Roll Call:

AYES: S. Escobedo, E. Valdez-Belmonte, T. Sandoval, D. Garcia-Ruiz, M. Lizarraga

NOES: None

ABSENT: None

Conference with Legal Counsel - Potential Litigation  
Government Code Section 54956.9 (b)

The meeting was called back to open session at 7:50 pm. No reportable action was taken.

**12. ADJOURNMENT:**

Motion to adjourn the meeting at 7:51 pm was made by Director Valdez-Belmonte, seconded by Director Escobedo.

Motion approved by Roll Call:

AYES: S Escobedo, E. Valdez-Belmonte, T. Sandoval, D. Garcia-Ruiz, M. Lizarraga

NOES: None

ABSENT: None

*Minutes for the Regular Meeting for March 20, 2014 were prepared by Rafaela M. Sanchez – Office Manager*

*Heber Public Utility District is an equal opportunity provider and employer.*