

**bMORONGO VALLEY COMMUNITY SERVICES
DISTRICT BOARD OF DIRECTORS**
11207 Ocotillo Street
Morongo Valley, CA 92256

REGULAR BOARD MEETING MINUTES

Phone Conference via "Zoom"

Call: 1 (669) 900-6833 **Meeting ID:** 89762755444 **Password:** 000943

Public input/questions will be conducted through Microsoft Forms which can be found on our website under the "Board Meetings" tab. The Morongo Valley CSD is in alignment with the Order of the Health Officer of the County of San Bernardino for the Control of COVID-19 dated April 23, 2020 and still in effect.

More information on how to join a Zoom Meeting or access Public Comments is on our website.

<https://morongocsd.specialdistrict.org/>

6:00 p.m. Regular Business

March 17, 2021

The Morongo Valley Community Services District complies with the Americans with Disabilities Act of 1990. If you require special assistance to attend or participate in this meeting, please call (760) 363-6454.

Materials related to any items on this agenda submitted to the Board after distribution of the agenda packet are available for public inspection during normal business hours at the CSD Main Office, 11207 Ocotillo Street, Morongo Valley, CA 92256.

Government Code Section 54954.2 (a)(3) [Brown Act] – States that,
"No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3. In addition, on their own initiative or in response to questions posed by the public, a member of a legislative body or its staff may ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities. Furthermore, a member of a legislative body, or the body itself, subject to rules or procedures of the legislative body, may provide a reference to staff or other resources for factual information, request staff to report back to the body at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda".

A. CALL TO ORDER

The Regular Board Meeting of March 17, 2021 was called to order at 6:03 PM.

B. ROLL CALL

1. Gayl Swarat, President **X**
2. Kristina Brook, VicePresident **X**
3. Laurie Klimowicz, Director **X (Late)**
4. Johnny Tolbert, Director **X**
5. Christina Gorke, Director **X (Late)**

C. PLEDGE OF ALLEGIANCE

Vice President Brook led the Pledge of Allegiance.

D. PUBLIC COMMENTS

There were no public comments.

E. APPROVAL OF THE AGENDA

The Board generally considers items in the order listed on the agenda. However, items may be considered in any order as established by the direction of the Board. Under certain circumstances, new agenda items may be added by a two-thirds vote of the Board. [Gov. Code Sec. 54954.2(b)(2)]

1. Agenda for the Regular Board Meeting of March 17, 2021
It was mentioned that Smith and Marion Co are to be stricken from the agenda due to a few setbacks they will not be attending during this meeting.

MOTION: Director Brook motioned to Approve the Regular Board Meeting Agenda of March 17, 2021 with the changes.

SECOND: Director Tolbert seconds.

RESULT: Motion passes with a 3-2-0 Vote

F. AGENCY REPORTS

1. Sheriff's Report – San Bernardino County Sheriff's Representative
The Sherriff was not in attendance.
2. Director of Operation's Report – Gerald Yearsley
Director of Operations Yearsley reported that he would like to get a head start on this upcoming fiscal year's budget. He reported the Fire Departments training and runs for the month of February.

MOTION: Director Tolbert motioned to approve the Director of Operations Report.

SECOND: Director Brook seconds.

RESULT: Motion passes with a 3-2-0 Vote.

3. Risk Management and Public Relations Ad Hoc Committee Report – Directors Klimowicz and Brook
There was nothing to report this month.
4. Fire Apparatus Driving Parameters Ad Hoc Committee – Director Brook and Tolbert
There was nothing to report this month.
5. Morongo Valley Community Services District and Fire Department Funding Ad Hoc Committee – President Swarat and Director Gorke
There was nothing to report this month.

G. CONSENT CALENDAR

Items on the consent calendar are routine matters or formal documents covering previous District Board instruction. Items may be acted on by one motion of the Board unless a Board Member requests a separate discussion and/or action on an item.

1. Minutes of the Regular Board Meeting of February 17, 2021
MOTION: Director Tolbert motioned to approve the Minutes of the Regular Board Meeting of February 17, 2021 as presented.
SECOND: President Swarat seconds.
RESULT: Motion passes with a 3-2-0 vote.
2. Minutes of the Special Board Meeting of February 25, 2021
It was stated that there was a typo on page 2 Item I1, it was agreed to strike the hours from the minutes.
MOTION: Director Brook motioned to approve the Minutes of the Special Board Meeting of February 25, 2021 with the changes.
SECOND: President Swarat seconds.
RESULT: Motion passes with a 3-2-0 vote.

3. Cash/Checks Disbursements & Credit Card Purchases for February - \$70,172.88
MOTION: Director Tolbert motioned to approve the cash / check disbursements for February.
SECOND: Director Gorke seconds.
RESULT: Motion passes with a 4-1-0 vote.

H. NEW BUSINESS

1. AMEND DIRECTOR OF OPERATIONS YEARSLEY'S CONTRACT

The Board of Directors discussed amending Mr. Yearsley's contract to reflect compensation for hours worked outside of his normally scheduled hours as well as a stipend to work as the on-shift Duty Officer. After some deliberation it was mentioned to transition Mr. Yearsley from a salaried employee to an hourly employee. Concerns regarding the amount of pay Mr. Yearsley would receive were brought up by Director Tolbert stating that if the changes presented were approved, Mr. Yearsley would receive between \$120,000 - \$122,000 annually.

MOTION: Director Brook motioned to approve the Director of Operations Contract with the following changes: transition to hourly employee and add Duty Officer stipend to compensation.

SECOND: President Swarat seconds.

ROLE CALL: President Swarat **AYE**, Vice President Brook **AYE**, Director Tolbert **NAY**, Director Klimowicz **AYE**, Director Gorke **NAY**.

RESULT: Motion passes with a 3-0-2 vote.

2. DUTY OFFICER CONTRACT FOR DEPUTY CHIEF BRAKEBILL

It was asked why Chief Brakebill after many years of working as a Volunteer would ask for reimbursement now. Chief Brakebill responded with stating that in his original contract he was authorized to take the command vehicle home to be able to respond with. He recently received a phone call from President Swarat stating that he was no longer authorized to take the command vehicle home, therefore, he would like reimbursement to cover the wear and tear on his personal vehicles.

MOTION: Director Brook motioned to approve Chief Brakebill's Duty Officer Contract with the changes of receiving \$150 on Fridays.

SECOND: Director Tolbert seconds.

ROLE CALL: President Swarat **AYE**, Vice President Brook **AYE**, Director Tolbert **AYE**, Director Klimowicz **AYE**, Director Gorke **AYE**.

RESULT: Motion passes with a 5-0 vote.

I. OLD BUSINESS

1. COVINGTON PARK PER CAPITA GRANT UPDATE

President Swarat read the results of the poll that was on the District's website, stating that park equipment option number 2 had the highest results. It was discussed talking to the company for finding security to protect the equipment during construction.

MOTION: Director Brook motioned to approve signing the contract for park equipment option 2.

SECOND: Director Tolbert seconds.

ROLE CALL: President Swarat **AYE**, Vice President Brook **AYE**, Director Tolbert **AYE**, Director Klimowicz **AYE**, Director Gorke **AYE**.

RESULT: Motion passes with a 5-0 vote.

2. REPORT ON SOFTBALL PROGRESS

Buddy Stogner reported that everything was going according to plan. It was agreed to hold the Annual Easter Egg Hunt on April 10, 2021 at 2:00 PM.

MOTION: Director Tolbert motioned to use park money to fix the broken valve at the baseball fields.

SECOND: Director Brook seconds.

RESULT: Motion passes with a 5-0 vote.

3. AMEND RESOLUTION 20-02

President Swarat started off by reading Resolution 20-02. She mentioned that it was a very well written Resolution, however, she does not believe changing it will help with Board Members who choose to not abide by it. She mentioned that Director Tolbert continues to have outside relations with the District's bookkeeper Bonnie Miller and the District's attorney Steve Kennedy.

MOTION: Director Brook motioned to change the first sentence on page 2 to the "collective Board".

SECOND: President Swarat Seconds.

ROLE CALL: President Swarat **AYE**, Vice President Brook **AYE**, Director Tolbert **NAY**, Director Klimowicz **AYE**, Director Gorke **AYE**.

RESULT: Motion passes with a 4-0-1 vote.

4. DISCUSSION OF LETTER TO DA REGARDING POSSIBLE BROWN ACT VIOLATION

President Swarat read the letter she wrote to the District Attorney.

MOTION: Director Brook motioned to approve for the letter to be sent to the District Attorney.

SECOND: Director Klimowicz seconds.

ROLE CALL: President Swarat **AYE**, Vice President Brook **AYE**, Director Tolbert **NAY**, Director Klimowicz **AYE**, Director Gorke **AYE**.

RESULT: Motion passes with a 4-0-1 vote.

END OF ADMINISTRATIVE ITEMS

H. INDIVIDUAL DIRECTOR REPORTS

1. **President Swarat** – Reported she received her first COVID vaccine. She also thanks everyone.
2. **Vice President Brook** – She would like to thank Buddy for everything he does. She also thanks the community, Director Gorke, Administrative Assistant Brittany, and Director of Operations Yearsley for all the work on the park grant.
3. **Director Klimowicz** – She would like to thank everyone for everything they do.
4. **Director Tolbert** – He thanks the Fire Department, District Staff and Buddy. He would like to remind the Board that they should be working with the District's best interest rather than one person.
5. **Director Gorke** – She would like to thank everyone who participated, she can't wait for the park to get started.

MORONGO VALLEY COMMUNITY SERVICES DISTRICT

I. ANNOUNCEMENTS

6. Next Regular Board Meeting: April 21, 2021

J. ADJOURNMENT

The Regular Board Meeting of March 17, 2021 was adjourned at 8:11 PM.

Moved: Director Tolbert Second: Director Brook Vote: 5/0