



LAKE SHASTINA COMMUNITY SERVICES DISTRICT

Special Meeting
 Wednesday, March 28, 2018, 1:00 p.m.
 Administration Building
 16320 Everhart Drive • Weed, California 96094 • (530) 938-3281

MINUTES

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

LSCSD Board Roll Call: Cupp ✓ Lewis ✓ MacIntosh ✓ Mitchell ✓ Thompson ✓

Also present: GM Wilson, PWS Moser, SAC Nelle and AA Charvez. There were approximately 14 people in the audience.

PLEDGE OF ALLEGIANCE: GM Wilson led the Pledge of Allegiance.

PUBLIC COMMENTS: Comments received.

DISCUSSION / ACTION ITEMS:

1. Presentation on Sustainable Groundwater Management Act – Shasta Valley Groundwater Basin Plan by Matt Parker, County of Siskiyou's Natural Resources Specialist: Supervisor Michael Kobseff and Matt Parker spoke. The Board asked questions and discussed.

- A. Board consideration to take action to comment to the agency regarding inclusion of Lake Shastina in the Plan; the deadline for comments is March 30, 2018.

Motion by Dir. Thompson second Dir. MacIntosh to direct staff to send a letter in support of exploring moving the current boundary basin to include Lake Shastina, with the condition that Lake Shastina has a seat on the committee; submit by March 30, 2018.

Ayes: Directors Cupp, Lewis, MacIntosh, Mitchell and Thompson

Noes: None

Absent: None

2. Ratification of transfer from LAIF Reserves to CSD Operating Account: SAC Nelle reported.

Motion by Dir. Mitchell second Dir. Thompson to ratify transfer from LAIF Reserves to CSD Operating account per memo dated March 26, 2018

Ayes: Directors Cupp, Lewis, MacIntosh, Mitchell and Thompson

Noes: None

Absent: None

BOARD MEMBER COMMENTS: None

ADJOURN TO CLOSED SESSION: With no objections by the Board, Pres. Cupp adjourned to Closed Session at 2:16 p.m.

CLOSED SESSION: 2:17 p.m.

Also present: GM Wilson and District Counsel Long via teleconference.

- A. Conference with Legal Counsel – Existing Litigation (Gov. Code Section 54956.9) Moller v. LSCSD et. al. (District Counsel Margaret Long will attend via teleconference)

With no objections by the Board, Pres. Cupp adjourned Closed Session at 2:40 p.m.

RETURN TO OPEN SESSION: 2:42 p.m.

Also present: GM Wilson, PWS Moser, SAC Nelle, AA Charvez and District Counsel Long. There were approximately 6 people in the audience.

REPORT ON CLOSED SESSION: Counsel Long reported as follows:

The Board has met in closed session to discuss the case of *Moller v. Layne*, and what options and responsibilities the District has following the dismissal of the case by the Supreme Court. This item was agendaized as "potential litigation" on the agenda. The Board has requested that Counsel report out the results of closed session in greater detail because this is an issue of concern within the District.

After review by Counsel, the Board received a presentation regarding the statute of limitations, possible remaining claims, the uncertainty of the outcome and large cost of continuing litigation. The Board weighed out the pros and cons, and has decided not to pursue any additional litigation against DECO Industries, LLC related to the 2015 settlement agreement.

ADJOURNMENT: With no objections by the Board, Pres. Cupp adjourned the meeting at 2:44 p.m.

The next LSCSD Regular Board Meeting is on Wednesday, April 18, 2018, 1:00 p.m. at the Administration Building.

Approval Date: _____

Rick Thompson, Vice President

ATTEST:

Mike Wilson, Secretary