

# NEWBERRY COMMUNITY SERVICES DISTRICT

Established 1958

Board Minutes  
February 23, 2016

Item 1      **Call the meeting to order. 6:05 p.m.**

**Roll Call.**

**Present:**      President Springer  
                 Vice President Deel  
                 Director Shaw  
                 Director Vasseur

**Absent:**        Director Clark

**Also Present :** General Manager Le Hayes, Board Secretary Jodi Howard , District Treasurer, Kerri Zurcher, Fire Chief Daphne Lanier and members of the public.

**Pledge of Allegiance**

President Springer asked all present to rise, face the flag and recite the Pledge of Allegiance.

Item 2      **Review and Approval of the Agenda**

Motion Director Shaw to approve the agenda as written, Seconded Director Deel.  
Vote: **Yes** Director Springer, Director Shaw, Director Deel. **No** Director Vasseur.

**Absent:** Director Clark

**Motion Passed**

Item 3      **Public Comments:**

Vickie Paulsen wants to Post Newberry Sign off the freeway somewhere in Newberry Springs.

Item 4      **Representatives from other agencies in attendance.**

County of San Bernardino First District Supervisor Lovingood, Field Representative Ron Frame, invited the community to a meeting at the Family Center March 14, 2016 from 1-3 p.m. with Supervisor Lovingood.

Item 5      **Approval of the Minutes for November 24, 2015.**

Motion Director Deel, Second Director Vasseur. **Amended motion Director Deel Approve the minutes for November 24, 2016 with correction of year. Seconded Director Vasseur.** Vote: **Yes** Director Deel, Director Springer, Director Shaw. **No** Director Vasseur. **Absent:** Director Clark.  
**Motion Passed**

Item 6      **Report's-**

A. **Sheriff's-** Lt. Mendoza updated us on what was going on in Newberry Springs.

**Total calls for service: 126**

B. **General Manager-** Fixed outside restrooms, tractor fixed.

C. **District Treasurer-** Current Financial status of the CSD.

D. **Board Secretary-** No Comment

E. **Fire Department-**

False Alarm & False call: 2

Good Intent call: 3

Rescue & Emergency Medical Service Incident: 18

Service Call: 1

Special Incident type: 9

Total: 33

**Training Jan: 12 hours of FF-1**

**Training Feb: 8 hours FF-1**

F. **MWA/CP-** Ellen Johnson

Item 7

**Pay bills and approve the bills already paid.**

Motion Director Vasseur, Second Director Shaw Vote: **Yes** Director Springer, Director Shaw, Director Vasseur. **Abstain** Director Deel. **Absent:** Director Clark  
**Motion Passed**

Item 8

**Board of Directors Present Plaque in Memory of Diana Williams for her service as a Director of Newberry Springs CSD.**

Family was unable to attend. Plaque was given to them by G.M. before meeting. President Spring presented a copy of the plaque for the Directors and the Community to see.

Item 9

**Bids on sand & repainting the ballfield bleachers.**

Motion Director Deel that we accept the American Legions offer to sand and repaint the ballfield bleachers. Seconded Vasseur. **Amended Motion Director Deel to accept the American Legions offer to sand and repaint the ballfield bleachers at no cost and the CSD will provide materials. Seconded Shaw.**

**Vote: Unanimous. Absent:** Director Clark

**Motion Passed**

- Item 10      **Should the District Policy Handbook be published on the District Web Site?**  
Motion Director Shaw. Seconded Director Vasseur. **Amended Motion Director Shaw to table this until next meeting more information needed. Seconded Vasseur. Vote: Unanimous. Absent: Director Clark.**
- Item 11      **Kiewitt funds; the object of this discussion is to clear up misunderstanding and allow the community to understand what happened with the kiewitt funds.**  
Information Only
- Item 12      **Closed session Annual Staff Evaluation General Manager per Gov. code 54597.**  
**Board of Directors Entered Closed Session at 8:40 p.m**  
**Returned from Closed Session at 9:05 p.m.**  
**-No Action Taken**
- Item 13      **Employee Review of Evaluation General Manager**  
Tabled to next meeting
- Item 14      **Old and New Business**  
Information only
- Item 15      **Adjournment: 9:06 p.m.**

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Board Secretary

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Board President

**Newberry Springs Community Services District**  
**Profit & Loss**  
 July 2015 through February 2016

Jul '15 - Feb 16

Ordinary Income/Expense	
Income	
5000.0 · Income	
5001.0 · Income-Interest	
5001.1 · Income-Interest, Check Interest	247.47
5001.2 · Income-Interest, CD Interest	278.94
5001.3 · Income-Interest, Savings Acct	23.13
	549.54
Total 5001.0 · Income-Interest	549.54
5002.0 · Income-Rental Income	
5002.1 · Income-Rent Income, Space Rent	160.00
	160.00
Total 5002.0 · Income-Rental Income	160.00
5003.0 · Income-Fire Department	
5003.1 · Income-FD, Burn Permits	1,686.00
	1,686.00
Total 5003.0 · Income-Fire Department	1,686.00
5004.0 · Income-Other Income	
5004.2 · Income-Other Inc, Pur Card Reb	237.69
5004.3 · Income-Other Inc, Copies	8.00
5004.4 · Income-Other Inc, Fireworks Don	3,580.00
	3,825.69
Total 5004.0 · Income-Other Income	3,825.69
5005.0 · Income, SB County Tax Share	128,698.19
	128,698.19
Total 5000.0 · Income	134,919.42
Total Income	134,919.42
Expense	
1000.0 · Administrative-Subtotal	
1001.0 · Advertising	65.00
1002.0 · Annex	
1002.2 · Annex/Parking Lot Electric	20.32
	20.32
Total 1002.0 · Annex	20.32
1003.0 · Auditor Expense	787.50
1005.0 · Directors Stipend	2,082.82
1006.0 · Education Exp-Staff & Directors	
1006.1 · Education-Tuition	1,050.00
1006.2 · Education-Books	86.69
1006.3 · Education-Lodging	1,995.10
1006.4 · Education-Mileage Reimbursement	153.64
	3,285.43
Total 1006.0 · Education Exp-Staff & Directors	3,285.43
1008.0 · LAFCO Expense	68.37
1010.0 · Office Expenses	
1010.1 · Office Supplies	329.92
1010.2 · Office Equipment-Maint/Repair	850.00
1010.4 · Postage (US Mail, UPS, FedEx)	117.58
1010.5 · Annex Telephone/Fax	156.04
1010.6 · Subscriptions/Memberships, Adm	1,355.48
1010.7 · Annex Internet	511.40
	3,320.42
Total 1010.0 · Office Expenses	3,320.42

**Newberry Springs Community Services District**  
**Profit & Loss**  
 July 2015 through February 2016

	Jul '15 - Feb 16
1012.0 · Admin Personnel Expenses	
1012.1 · Board Secretary-Salary	800.00
1012.2 · General Manager-Salary	6,000.00
1012.3 · Office Assistant-Salary	4,800.00
1012.4 · Treasurer - Salary	3,325.00
1012.5 · Fed/State/Local Empl Tay Pmts	2,111.66
1012.8 · Workers Comp Insurance	5,229.00
1012.9 · Staff Mileage	56.00
	22,321.66
1013.0 · SDRMA Insurance-Liab/Bonding	125.00
Total 1000.0 · Administrative-Subtotal	32,076.52
2000.0 · Parks and Recreation - Subtotal	
2002.0 · Community Center Expenses	
2002.1 · CC-Consumable Supplies	29.64
2002.2 · CC-Electricity	2,139.48
2002.3 · CC-Propane	621.44
2002.4 · CC-Contract Labor/Cleaning	2,400.00
2002.5 · CC-Health Permits	1,065.00
2002.6 · CC-Maint/Repairs	1,484.33
2002.7 · Pest Control	401.51
	8,141.40
2003.0 · Ground Expenses	
2003.1 · Grounds-Landscaping	3,200.00
2003.2 · Grounds-Disposal Services	1,192.44
2003.3 · Grounds-Tractor Expense	785.10
2003.4 · Grounds Maint/Repair	2,979.42
2003.5 · Gounds-Well Maint/Repair	3,290.85
2003.6 · Grounds-MWA Fees	66.00
2003.8 · Grounds-Electric	820.75
2003.9 · Gounds-Water Testing	195.00
	12,529.56
Total 2000.0 · Parks and Recreation - Subtotal	20,670.96
3000.0 · Municipal Services-Subtotal	
3001.0 · Electric - Street Lights	3,171.26
Total 3000.0 · Municipal Services-Subtotal	3,171.26
4000.0 · Fire Department - Subtotal	
4003.0 · FD-Equipment Expense	
4003.1 · FD-Equip Exp, Fuel	2,344.82
4003.2 · FD-Vehicle Maint/Repair	1,905.71
	4,250.53
4004.0 · FD-Equip Exp, Non-Vehicle	
4004.1 · FD-Equip Exp, NV, Purchase	645.05
4004.2 · FD-Equip Exp, NV, Maint/Repair	1,679.97
4004.3 · FD-Equip Exp, NV, First Aid Sup	294.08
4004.4 · FD-Equip Exp, NV, Equip Fuel	69.05
	2,688.15
4005.0 · FD-Dispatching Expense	
4005.2 · FD-Disp Exp, Equip Maint/Repair	86.50
4005.3 · FD-Disp Exp, Cal Fire Dispatch	6,765.00
	6,851.50
Total 4005.0 · FD-Dispatching Expense	6,851.50

## Newberry Springs Community Services District

## Profit &amp; Loss

July 2015 through February 2016

02/21/16

Accrual Basis

	Jul '15 - Feb 16
4006.0 · FD-Station Expenses	
4006.1 · FD-Station Exp, Internet	349.65
4006.2 · FD-Station Exp, Maint/Repair	304.55
4006.3 · FD-Station Exp, Office Supplies	266.79
4006.4 · FD-Station Exp, Pest Control	401.50
4006.6 · FD-Station Exp, Electric	1,178.47
4006.7 · FD-Station Exp, Drinking Water	30.50
Total 4006.0 · FD-Station Expenses	2,531.46
4007.0 · FD-Firefighter Personnel Exp	
4007.1 · Office Admin-Fire Dept-Salary	4,800.00
4007.10 · FD-Personnel Exp, Uniform Exp	52.47
4007.4 · FD-Personnel Exp, FF Apprec	976.87
4007.5 · FD-Personnel Exp, Call-out Stip	3,904.00
4007.6 · FD-Personnel Exp, Training Exp	549.30
4007.8 · FD-Personnel Exp, DOJ Live Scan	49.00
Total 4007.0 · FD-Firefighter Personnel Exp	10,331.64
Total 4000.0 · Fire Department - Subtotal	26,653.28
Total Expense	82,572.02
Net Ordinary Income	52,347.40
Net Income	52,347.40

Newberry Springs Community Services District  
Balance Sheet  
As of February 29, 2016

	Feb 29, 16
<b>ASSETS</b>	
Current Assets	
Checking/Savings	
100 · Change Fund	153.44
103 · Petty Cash	100.00
104 · Petty Cash-Custodian	100.00
116 · CD Account (Reserves)	137,414.52
117 · Reseve Account (Savings)	11,231.25
120 · Checking Account	328,513.22
123 · LAIF	28,543.53
Total Checking/Savings	506,055.96
Accounts Receivable	
11000 · Accounts Receivable	4,267.75
Total Accounts Receivable	4,267.75
Other Current Assets	
11010 · Uncollected Current Year Taxes	3,586.64
11020 · Prepaid Insurance	5,907.45
Total Other Current Assets	9,494.09
Total Current Assets	519,817.80
Fixed Assets	
150 · Land	6,204.00
154 · New Startion Augmentation	25,392.03
157 · Fire Department Equipment	661,796.84
160 · Office Equipment and Furniture	46,424.80
163 · Park and Rec Equipment	90,791.79
166 · Building Improvements	174,323.52
169 · CSD Office (Care Taker Mobile)	36,341.04
170 · Accumulated Depreciation	-959,577.22
Total Fixed Assets	81,696.80
<b>TOTAL ASSETS</b>	<b>601,514.60</b>
<b>LIABILITIES &amp; EQUITY</b>	
Liabilities	
Current Liabilities	
Accounts Payable	
20000 · Accounts Payable	4,227.94
Total Accounts Payable	4,227.94
Credit Cards	
US Bank	-1,553.49
Total Credit Cards	-1,553.49
Other Current Liabilities	
20010 · State Disability Payable	256.80
20020 · FICA Tax Payable	2,056.29
21000 · Deferred Revenue	3,586.64
24000 · Payroll Liabilities	2,190.08
Total Other Current Liabilities	8,089.81
Total Current Liabilities	10,764.26
Total Liabilities	10,764.26

12:48 PM

02/21/16

Accrual Basis

Newberry Springs Community Services District

Balance Sheet

As of February 29, 2016

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	<u>Feb 29, 16</u>
Equity	
30000 · Opening Balance Equity	414,920.19
30200 · Investment in Fixed Assets	81,696.80
32000 · Unrestricted Net Assets	41,785.95
Net Income	<u>52,347.40</u>
Total Equity	<u>590,750.34</u>
TOTAL LIABILITIES & EQUITY	<u><u>601,514.60</u></u>



Newberry Springs Community Service District  
 FY 2015/16 Budget  
 as of February 2016

5000.0 INCOME	Budgeted	Balance
<b>5001.0 Interest</b>		
5001.1 Checking Interest	\$250.00	\$247.47
5001.2 CD Interest	\$400.00	\$278.94
5001.3 Savings Interest	\$36.00	\$23.13
<b>Interest Total</b>	<b>\$686.00</b>	<b>\$549.54</b>
<b>5002.0 Rental Income</b>		
5002.1 Building Rental	\$500.00	\$160.00
5002.2 Equipment Rental	\$0.00	\$0.00
<b>Rental Income Total</b>	<b>\$500.00</b>	<b>\$160.00</b>
<b>5003.0 Fire Department Income</b>		
5003.1 FD, Burn Permits	\$2,500.00	\$1,686.00
5003.2 FD, Response Charges	\$300.00	\$0.00
5003.3 FD, Grant Income	\$0.00	\$0.00
5003.4 FD, Donations	\$0.00	\$0.00
5003.5 FD, General/Reserve Fund*	\$0.00	\$29,923.18
<b>Fire Department Income Total</b>	<b>\$2,800.00</b>	<b>\$1,686.00</b>
<b>5004.0 Other Income</b>		
5004.2 Purchase Card Rebate	\$100.00	\$237.69
5004.3 Copies	\$20.00	\$8.00
5004.4 Fireworks Donations	\$2,500.00	\$3,580.00
5004.5 Misc. Income	\$0.00	\$0.00
<b>Other Income Total</b>	<b>\$2,620.00</b>	<b>\$3,825.69</b>
<b>5005.0 San Bernardino County Tax Share</b>	<b>\$202,394.00</b>	<b>\$128,698.19</b>
<b>TOTAL</b>	<b>\$209,000.00</b>	<b>\$134,919.42</b>

\*Carry Over From  
 13/14 and 14/15 Surplus

65% to Anticipated Income

EXPENSE TOTALS	Budgeted	Spent	Balance
1000.0 Administration	\$83,700.00	\$32,056.20	\$51,643.80
2000.0 Park and Recreation	\$45,800.00	\$20,691.28	\$25,108.72
3000.0 Street Lights	\$6,000.00	\$3,171.26	\$2,828.74
4000.0 Fire Department	\$73,500.00	\$26,653.28	\$46,846.72
TOTAL	\$209,000.00	\$82,572.02	\$126,427.98

40% Budget Spent to Date, 60% Remaining

CASH ACCOUNT BALANCES (as of 02/23/2016)	
116. CD Account	\$137,414.52
117. Savings Account	\$11,231.25
120. Checking Account*	\$328,513.22
*General Fund:	\$298,590.04
*5003.5 FD Reserve:	\$29,923.18
123. LAIF	\$28,543.53
Total Cash Balance	\$505,702.52

Newberry Springs Community Service District  
 FY 2015/16 Budget  
 as of February 2016

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5003.2 FD, Response Charges	\$300.00	\$0.00
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5003.4 FD, Donations	\$0.00	\$0.00
5003.5 FD, General/Reserve Fund*	\$0.00	\$29,923.18
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<b>5004.0 Other Income</b>		
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5004.3 Copies	\$20.00	\$8.00
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5004.5 Misc. Income	\$0.00	\$0.00
<b>Other Income Total</b>	<b>\$2,620.00</b>	<b>\$3,825.69</b>
<b>5005.0 San Bernardino County Tax Share</b>	<b>\$202,394.00</b>	<b>\$128,698.19</b>
<b>TOTAL</b>	<b>\$209,000.00</b>	<b>\$134,919.42</b>

\*Carry Over From  
 13/14 and 14/15 Surplus

65% to Anticipated Income

EXPENSE TOTALS	Budgeted	Spent	Balance
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TOTAL	\$209,000.00	\$82,572.02	\$126,427.98

40% Budget Spent to Date, 60% Remaining

CASH ACCOUNT BALANCES (as of 02/23/2016)

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120. Checking Account*	\$328,513.22
*General Fund:	\$298,590.04
*5003.5 FD Reserve:	\$29,923.18
123. LAIF	\$28,543.53
Total Cash Balance	\$505,702.52

# Newberry Springs FD

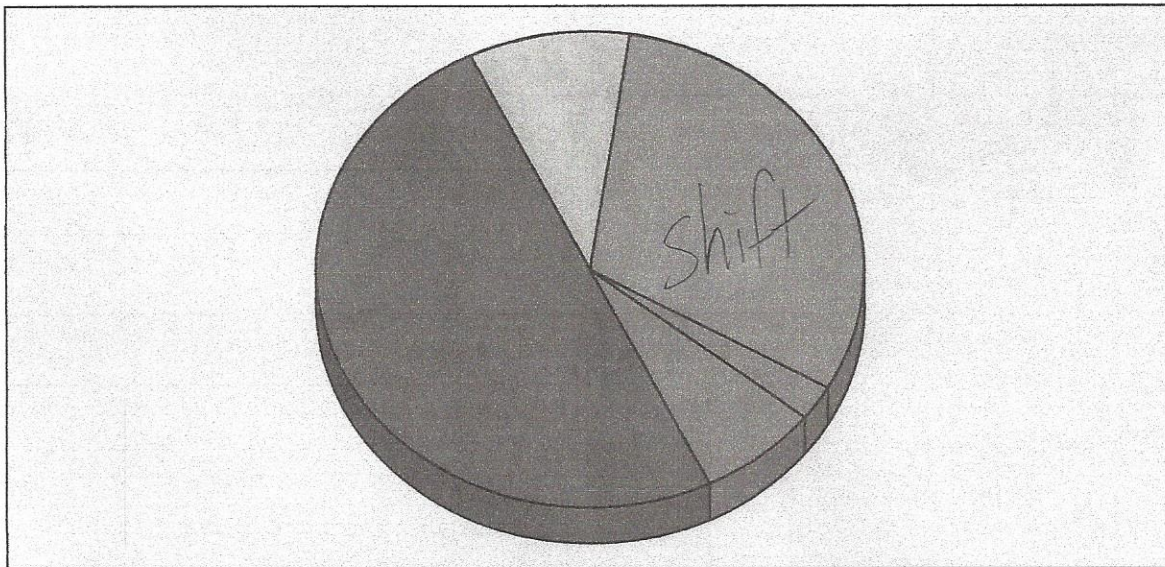
Newberry Springs, CA

This report was generated on 3/21/2016 9:56:34 AM



## Major Incident Types by Month for Date Range

Start Date: 02/01/2016 | End Date: 02/29/2016



	Fire		Rescue & Emergency Medical Service Incident		Service Call
	Good Intent Call				Special Incident Type

INCIDENT TYPE	FEB	TOTAL
Fire	1	1
Good Intent Call	3	3
Rescue & Emergency Medical Service Incident	21	21
Service Call	4	4
Special Incident Type <i>&lt;SHIFTS&gt;</i>	13	13
<b>Total</b>	<b>42</b>	<b>29-42</b>

### NSVFD REPORT February/ March 2016

Training Feb.: 8 hours of FF1- Donning SCBA & playing basketball, EMT hands on skills, Hoses.

Training March: 6 hrs of FF1- (unitN) Salvage & Overhaul. (4hrs) Emergency Reporting/Target Solutions

#### Firefighter SHIFTS

\*(All Shifts will have approx. 4 to 8 hours of Training. Along with Responding to Calls, Completing paper work, Computer testing, & Station cleaning)

Feb. Wed. Shift: (3x24hr) = 72 hours

Feb. Thur. shift: (4x24hr) = 96 hours

Feb. Fri. Shift: (3x24hr) = 72 hours

March Wed. Shift: (2x24hr) = 48 hours

March Thurs. Shifts: (2x24hr) = 48 hours

March Fri. Shift: (2x24hr) = 48 hours

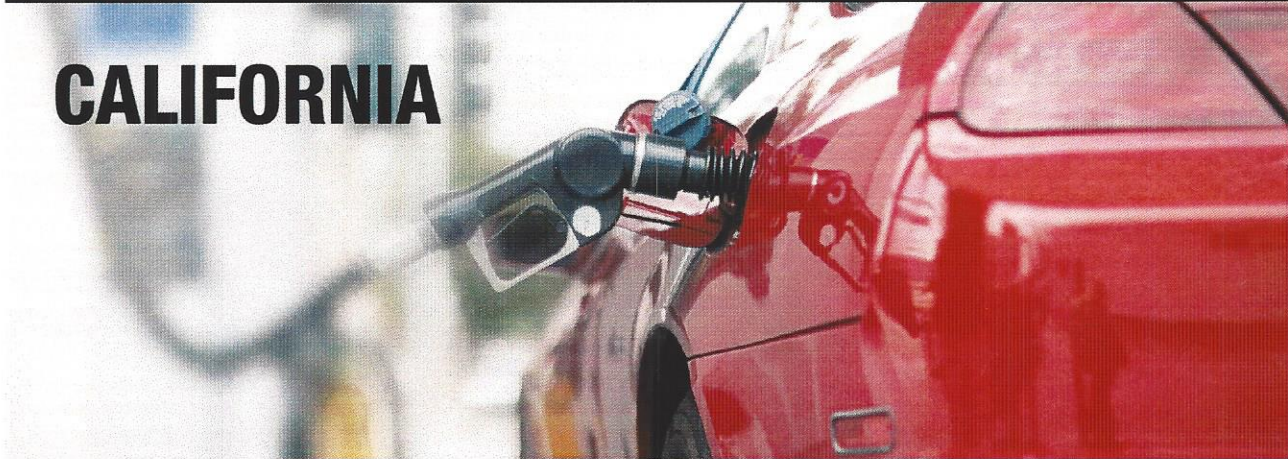
Feb. Sat. Shifts: 16 hours (also building roof for ventilation training FF1)

March Sat. Shifts: (2x24hr) + 3/5/16 8hrs, 3/12/16 8hrs, 3/19/16 8hrs. = 72 hours

E392: Foam tank parts came in, & fixed & completed

~NSVFD would like to Thank You All for your support~

# CALIFORNIA



## California Gasoline

<b>30.00</b>	State Excise Tax
<b>10.62</b>	Other State Taxes/Fees
<b>40.62</b>	Total State Taxes/Fees
<b>59.02</b>	Total State plus Federal Excise Taxes (@ 18.4 cpg)

## California Diesel

<b>13.00</b>	State Excise Tax
<b>21.30</b>	Other State Taxes/Fees
<b>34.30</b>	Total State Taxes/Fees
<b>58.70</b>	Total State plus Federal Excise Taxes (@ 24.4 cpg)

## National Average

(cents per gallon)



## Notes

Gasoline state excise tax decreased 6 cpg to 30 cpg and diesel excise tax increased 2 cpg to 13 cpg 7/1/15. "Other Taxes" increased from 11.58 to 12.35 cpg for gasoline and decreased from 26.5 cpg to 26.38. Calculation does not include taxes or fees associated with California AB 32. The applicable sales and use tax declined from 9.44% to 9.25% in addition to certain district taxes. The sales tax on gasoline is 2.25% plus applicable district taxes. Sales tax rates applied are a weighted average based on county population. Other fees include the Underground Storage Tank (UST) fee which increased from 1.4 cpg to 2.0 cpg on 1/1/15.

-- Click here for [California Fuel Tax Information](#)



To find out more,  
visit [www.api.org/tax](http://www.api.org/tax)

ESTIMATED FUEL TAXES AND DISTRIBUTION

Base 7/01/2015 thru 02/06/2016

Cash value, Diesel Fuel	\$2,345.00		
Estimated CA Sales Tax		0.0925	\$216.91
Estimated Avr. Fuel Price	\$2.57		
Estimated Gallons Purchased		912.4514	
Ca Excise Tax		0.13	\$118.62
Fed Excise Tax		0.244	\$222.64
			\$558.17

Exempt taxes for certain are the "highway" or excise taxes. CA sales tax is more difficult to get around. The most practical way to avoid these fees is to buy bulk from a Jobber. The cost of a storage system is prohibitive and the SVSD will not allow it on Sta. 392 property. Also an attractive theft nuisance.

Item # 8



# KIEWIT PACIFIC CO.

*A Kiewit Company*

Harvard Road & I-15/P.O. Box 339  
Newberry Springs, CA 92365  
(760) 257-3434 Phone  
(760) 257-3535 Fax

November 5, 2004 Final Version

Newberry Springs Community Services District  
P.O. Box 206  
Newberry Springs, CA 92365  
(760) 257-3613  
(760) 257-4713 Fax

Attn: Wesley Sperry

Re: **Fort Cady Quarry Conditional Use Permit  
Settlement Agreement**

On September 23, 2004 Kiewit Pacific ("Kiewit") was unanimously granted by the Planning Commission of the County of San Bernardino the necessary approvals for a sand and gravel operation with asphalt and concrete batch plants, such project to be known as the "Fort Cady Road Quarry," which action was based upon a new Mining Conditional Use Permit and Reclamation Plan 2004M-03 which includes a Mitigated Negative Declaration and the Mitigation and Monitoring and Compliance Program for DSN 04 012291 SAMR 01 (collectively the "Permit").

On October 1, 2004 the Newberry Springs Community Service District (the "CSD") and an "informal association" of individuals and landowners known as "CEQA-NOW" and Gavin Erasmus, Fred Stearn, and Wayne Snively as individuals (individually and collectively known as "Appellants") filed an "Appeal To Board of Supervisors Regarding Planning Action" alleging various deficiencies in the County of San Bernardino Planning Commission's granting of the Permit based on land use and environmental concerns. Kiewit disputes the Appellants contentions based on a number of factual and procedural factors.

In an effort to amicably resolve the Appellants various issues and in order to more efficiently utilize both private and governmental resources by avoiding further disputes and without admitting any liability, Kiewit and Appellants agree that in exchange for the following additional measures, the Appellants (Newberry Springs Community Services District, their directors and assigns, and CEQA-NOW, their members, directors and assigns) will withdraw all appeals and cease all opposition to the Permit:

1. Kiewit in its desire to contribute to the overall well being of the community and as a new community business with the support from the CSD shall contribute to the community through the CSD a donation in the amount of \$350,000. This donation

*An Equal Opportunity Employer*

Cc: Tracy Crain, KPC Vancouver, KPC Job File, Chuck Bell, Melinda Wright



- shall be distributed by CSD in the sums of \$20,000 for emergency services and \$330,000 to be used at the discretion of the CSD for the benefit of the community.
2. Kiewit will asphalt pave to County road standards Fort Cady Road from National Trails Highway to the Fort Cady Quarry entrance prior to the start of initial hauling operations under the permit.
  3. Kiewit will address haul route noise concerns by adhering to Condition No. 30 of the Permit.

Concurrently with receipt of the payment set out under #1 above, the Appellants will immediately deliver to Kiewit addressed to the Clerk of the Board of Supervisors stating that Appellants are withdrawing all opposition to the Permit and requesting that the Clerk remove the matter of the appeal from the Board's Calendar.

Appellants agree that in consideration for the above Agreement, they will release and settle any objection or opposition specifically and only to the County's consideration, approval and issuance of the Permit. **This release does not release any future claims as to compliance with the terms of the Permit and the Section 1542 release set out here is specifically limited to future claims arising only from those matters released.** In consideration of this Agreement, Kiewit hereby waives any rights that it may have to commence legal action against Appellants as a result of the filing of the appeals. Section 1542 of the California Civil Code states.

**'A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS WHICH THE CREDITOR DOES NOT KNOW OR SUSPECT TO EXIST IN HIS FAVOR AT THE TIME OF EXECUTING THE RELEASE, WHICH IF KNOWN BY HIM MUST HAVE MATERIALLY AFFECTED HIS SETTLEMENT WITH THE DEBTOR.'**

Kiewit Pacific and Appellants acknowledge that each has been represented and advised by legal counsel in the negotiation, preparation and execution of this Agreement and have executed this Agreement without coercion. Each of the persons executing this Agreement specifically acknowledges they have the authority to bind the party on which this agreement is executed by them.

Should any part of this Agreement be declared by the courts or otherwise, to be rendered unenforceable, the validity of the remaining parts shall be severable and not affected thereby.

Should any action or proceeding be brought by Kiewit or the CSD against each other arising out of or relating to or seeking the interpretation for enforcement of the terms of this Agreement, the prevailing party, as decided by the court, shall be entitled to the recovery of reasonable attorneys' fees and costs, including the costs of expert witnesses and consultants.

This Agreement shall be interpreted under the laws of the State of California.

This Agreement may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. *Wayne S. Brurey*

*[Handwritten signatures: Wayne S. Brurey, and others]*

liability for such fees and costs in any such action is limited to Kiewit or the CSD, as the case may be; and  
 A-NOW and its members as individuals are excluded from liability for any such fees and costs.

*Wayne S. Brurey*  
*Wayne S. Brurey*  
*Wayne S. Brurey*

Ellen Johnson  
Ellen Johnson, President, Newberry Community Services District

Attest: Phyllis Coffey (acting Secretary)  
Secretary of the District

Fred Stearn 11-05-04  
Fred Stearn for CEQA-NOW in his capacity as President of CEQA-NOW and also in his capacity as a private individual

Gavin Erasmus  
Gavin Erasmus, Member of CEQA-NOW and as private individual

Wayne S. Snively 11/5/2004  
Wayne Snively, Member of CEQA-NOW and as a private individual

John Welch  
John Welch, Project Manager  
Kiewit Pacific Co.

Item #9

Drew Lenox  
to Newberrycsd@gmail.com

Fri, Mar 11 12:00 PM

## Streamline: Information

Hi Jodi,

Here are some answers to the questions we discussed this week.

- My understanding is that you currently use GoDaddy for both your domain hosting ([newberrycsd.net](http://newberrycsd.net)) as well as your actual website maintenance. You expressed concern that the Board wants to add more documents and info is changed periodically requiring you to purchase more pages and pay for additional upload costs. With Streamline, your monthly subscription includes unlimited data upload and unlimited pages. You can reduce your GoDaddy costs by simply paying for the domain name and no longer use them for the maintenance.
- Streamline also offers a free domain name if you so desire. The domain name is [\[custom\].specialdistrict.org](http://[custom].specialdistrict.org). This is an alternative option to paying for a domain name through GoDaddy or a similar service.
- As I mentioned earlier, Streamline offers unlimited upload capability. We host all the information and back-up all data on our secure servers. You can upload, change, and re-upload as many documents as you would like without incurring additional costs.
- Streamline's Meeting and Transparency Dashboards really set us apart from other Content Management Systems and show why we built this system specifically for special districts. Our Transparency Dashboard is built based on the SDLF Transparency Best Practices. As you work on your site's content, you can see what content you have uploaded and what content is missing towards your transparency goals. Our Meetings Dashboard allows you to quickly and easily create multiple meetings in minutes and upload agendas and minutes simply.

I hope this helps to answer some of your questions. I look forward to hearing from you!

Best,

Drew  
Community Support Manager

### Streamline

A Division of Digital Deployment, Inc.

office: (916) 900-6619

web: [www.getstreamline.com](http://www.getstreamline.com)

Email Streamline's Support

Book an Online Appointment with me

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