

NEWBERRY COMMUNITY SERVICES DISTRICT

Established 1958

Board Minutes
February 27, 2018

Call the meeting to order. 6:00 p.m.

Pledge of Allegiance

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

Roll Call.

Present:

President Springer
Vice President Deel
Director Clark
Director Shaw
Director Paulsen

Absent:

Also Present : General Manager Le Hayes, Board Secretary Jodi Howard , District Treasurer, Kerri Zurcher, Fire Chief Miller , Field Rep. for Lovingood Bea Lint, members of the public.

1. Approval of the Agenda

Motion Director Paulsen approve as presented. Seconded Director Deel
Vote: **Yes:** Director Clark, Director Deel, Director Paulsen, Director Springer,

No: Director Shaw

Motion Passed

2. Public Comments:

a. **General Public-** Ted Stimpfel

* **Community Reports**

County Supervisor Lovingood Representative- Bea Lint told us Terri Rahhal Planning Director for S.B. County Land use Services was going to be at this meeting but she is ill, but should be at next regular CSD meeting. She also introduced Don Holland.

Sheriff – Sergeant Padfield

Bill Little Public Works Operations Supervisor- Information given about Chip Seal work in Newberry Springs Area April 30 - May 3, 2018 from 6:00 AM- 5:00 PM more info. On website Newberrycsd.net

3. Consent Items

c. Approval of Minutes

d. Bills Paid and Presented to be paid.

Motion Director Paulsen to approve consent items. Seconded Director Deel

Vote: Unanimous

Motion Passed

4. Matters Removed from Consent Items

5. Reports

A. General Manager – Edison fixed the pole out by the ballfield. Someone ripped of the vapor light in front of CSD building. Bathroom door in woman’s restroom ripped off it’s hinges.

B. Staff

6. Agenda Items- Discussion/Possible Action

a. Shall the CSD Establish a Facebook Page?

Motion Director Shaw Authorize the District to develop a Facebook page under the direction of the General Manager with all safe guards and restriction. Seconded Director Paulsen

Vote: Unanimous

Motion Passed

b. Form a Committee for Solar Project

Motion Director Shaw Newberry CSD talk to legal representative at CSDA to find out the direction we can take in order to establish working body. Seconded Director Deel

Vote: Unanimous

Motion Passed

c. Budget Planning Meeting for March?

Motion Director Shaw Treasurer establish to meet and discuss budget April 14, 2018 @ 9 AM. Seconded Director Paulsen.

Vote: Unanimous

Motion Passed

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d. Request the Mojave Desert Resource Conservation District assist us in determining the suitability of the proposed site of the solar project.

Motion Director Springer the District request any and all information they can legally give us.
Seconded Director Deel.

Vote: Unanimous

Motion Passed

e. Adopt new General Manager Evaluation Form.

Motion Director Paulsen to approve this evaluation form. Seconded Director Deel

Vote: Yes- Director Clark, Director Deel, Director Paulsen

No- Director Springer, Director Shaw

Motion Passed

**f. Revise (1) Policy #5020 Board Meeting Agenda (2) Policy #2175 Performance Evaluation-
General Manager.**

Motion Director Deel to Accept Policy#5020 and #2175 for revision. Seconded Director Paulsen.

Vote: Unanimous

Motion Passed

7. Old and New Business

Special Meeting March 6, 2018 6 PM

Regular meeting Notice Mutual Aide for Fire Dept.

8. Adjournment: 8:15 p.m

Board Secretary

Board President

NEWBERRY COMMUNITY SERVICE DISTRICT

Established 1958

Special Meeting Board Minutes

March 6, 2018

Call the meeting to order. 6:07 p.m.

Pledge of Allegiance

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

Roll Call.

Present:

President Springer
Vice President Deel
Director Clark
Director Shaw
Director Paulsen

Absent:

Also Present : Board Secretary Jodi Howard and members of the public.

1. Approval of the Agenda

Motion Director Shaw approve as presented. Seconded Director Paulsen

Vote: Unanimous

Motion Passed

2. Public Comments:

- a. **General Public-** Ellen Johnson explained Watermaster Advisory Committee ballot to directors.

3. Agenda Items- Discussion/Possible Action

a. Watermaster Subarea Advisory Committee Election Ballot-Action

Motion Director Springer to support Subarea Advisory Committee election each director will make appropriate choice from ballot and turn in to Jodi to tally up on clean submission ballot to be finalized, signed and sent by General Manager. Seconded Director Deel.

Vote: **Unanimous**

Motion Passed

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4. Adjournment: 6:32 p.m.

Board Secretary

Board President

Newberry Community Services District
Profit & Loss
 July 2016 through June 2017

	Jul '16 - Jun 17
Ordinary Income/Expense	
Income	
5000.0 · Income	
5001.0 · Income-Interest	
5001.1 · Income-Interest, Check Interest	597.77
5001.2 · Income-Interest, CD Interest	475.52
5001.3 · Income-Interest, Savings Acct	36.13
Total 5001.0 · Income-Interest	1,109.42
5002.0 · Income-Rental Income	
5002.1 · Income-Rent Income, Space Rent	470.00
Total 5002.0 · Income-Rental Income	470.00
5003.0 · Income-Fire Department	
5003.1 · Income-FD, Burn Permits	2,505.00 ✓
5003.4 · Income-FD Donations	1,740.00
Total 5003.0 · Income-Fire Department	4,245.00
5004.0 · Income-Other Income	
5004.2 · Income-Other Inc, Pur Card Reb	573.17
5004.4 · Income-Other Inc, Fireworks Don	6,944.00
Total 5004.0 · Income-Other Income	7,517.17
5005.0 · Income, SB County Tax Share	216,466.79
Total 5000.0 · Income	229,808.38
Total Income	229,808.38
Expense	
1000.0 · Administrative-Subtotal	
1003.0 · Auditor Expense	7,350.00
1004.0 · Bank Fees	45,721.57
1005.0 · Directors Stipend	3,000.00
1006.0 · Education Exp-Staff & Directors	
1006.1 · Education-Tuition	1,410.00
1006.3 · Education-Lodging	1,470.38
Total 1006.0 · Education Exp-Staff & Directors	2,880.38
1010.0 · Office Expenses	
1010.1 · Office Supplies	1,235.65
1010.2 · Office Equipment-Maint/Repair	1,253.08
1010.4 · Postage (US Mail, UPS, FedEx)	217.64
1010.5 · Annex Telephone/Fax	265.71
1010.6 · Subscriptions/Memberships, Adm	2,152.16
1010.7 · Annex Internet	1,066.63
Total 1010.0 · Office Expenses	6,190.87
1012.0 · Admin Personnel Expenses	
1012.1 · Board Secretary-Salary	1,397.30
1012.2 · General Manager-Salary	10,479.40
1012.3 · Office Assistant-Salary	8,383.50
1012.4 · Treasurer - Salary	4,891.20
1012.5 · Fed/State/Local Empl Tay Pmts	5,715.80
1012.8 · Workers Comp Insurance	12,462.00
1012.9 · Staff Mileage	199.25
Total 1012.0 · Admin Personnel Expenses	43,528.45
1013.0 · SDRMA Insurance-Liab/Bonding	1,972.91
Total 1000.0 · Administrative-Subtotal	110,644.18

Newberry Community Services District
Profit & Loss
July 2016 through June 2017

	Jul '16 - Jun 17
2000.0 · Parks and Recreation - Subtotal	
2001.0 · Community Events	
2001.2 · Community Event-Expenses	11,836.72
Total 2001.0 · Community Events	11,836.72
2002.0 · Community Center Expenses	
2002.1 · CC-Consumable Supplies	81.91
2002.2 · CC-Electricity	3,175.35
2002.3 · CC-Propane	1,207.73
2002.4 · CC-Contract Labor/Cleaning	3,600.00
2002.5 · CC-Health Permits	960.00
2002.6 · CC-Maint/Repairs	2,044.28
2002.7 · Pest Control	600.00
Total 2002.0 · Community Center Expenses	11,669.27
2003.0 · Ground Expenses	
2003.1 · Grounds-Landscaping	4,800.00
2003.2 · Grounds-Disposal Services	1,789.23
2003.4 · Grounds Maint/Repair	4,100.33
2003.5 · Gounds-Well Maint/Repair	1,240.46
2003.6 · Grounds-MWA Fees	81.30
2003.8 · Grounds-Electric	937.24
2003.9 · Gounds-Water Testing	240.00
Total 2003.0 · Ground Expenses	13,188.56
Total 2000.0 · Parks and Recreation - Subtotal	36,694.55
3000.0 · Municipal Services-Subtotal	
3001.0 · Electric - Street Lights	4,474.84
Total 3000.0 · Municipal Services-Subtotal	4,474.84
4000.0 · Fire Department - Subtotal	
4003.0 · FD-Equipment Expense	
4003.1 · FD-Equip Exp, Fuel	2,846.62
4003.2 · FD-Vehicle Maint/Repair	21,240.63
4003.3 · FD-Equip Exp, Veh, SDRMA Ins	5,208.19
Total 4003.0 · FD-Equipment Expense	29,295.44
4004.0 · FD-Equip Exp, Non-Vehicle	
4004.1 · FD-Equip Exp, NV, Purchase	6,778.04
4004.2 · FD-Equip Exp, NV, Maint/Repair	913.00
4004.3 · FD-Equip Exp, NV, First Aid Sup	1,222.12
4004.4 · FD-Equip Exp, NV, Equip Fuel	72.76
Total 4004.0 · FD-Equip Exp, Non-Vehicle	8,985.92
4004.5 · Grant Expenses	195.00
4005.0 · FD-Dispatching Expense	
4005.2 · FD-Disp Exp, Equip Maint/Repair	0.00
4005.3 · FD-Disp Exp, Cal Fire Dispatch	6,777.02
Total 4005.0 · FD-Dispatching Expense	6,777.02
4006.0 · FD-Station Expenses	
4006.1 · FD-Station Exp, Internet	1,259.15
4006.2 · FD-Station Exp, Maint/Repair	597.26
4006.3 · FD-Station Exp, Office Supplies	350.57
4006.4 · FD-Station Exp, Pest Control	600.00
4006.5 · FD-Station Exp, Membership/Subs	2,072.00
4006.6 · FD-Station Exp, Electric	2,229.77
4006.7 · FD-Station Exp, Drinking Water	176.24
Total 4006.0 · FD-Station Expenses	7,284.99

9:48 AM
03/15/18
Accrual Basis

Newberry Community Services District
Profit & Loss
July 2016 through June 2017

	Jul '16 - Jun 17
4007.0 · FD-Firefighter Personnel Exp	
4007.1 · Office Admin-Fire Dept-Salary	7,545.15
4007.10 · FD-Personnel Exp, Uniform Exp	170.64
4007.4 · FD-Personnel Exp, FF Apprec	285.71
4007.5 · FD-Personnel Exp, Call-out Stip	3,864.00
4007.6 · FD-Personnel Exp, Training Exp	2,683.60
4007.8 · FD-Personnel Exp, DOJ Live Scan	546.00
Total 4007.0 · FD-Firefighter Personnel Exp	15,095.10
Total 4000.0 · Fire Department - Subtotal	67,633.47
Total Expense	219,447.04
Net Ordinary Income	10,361.34
Net Income	10,361.34

Newberry Community Services District
Balance Sheet
 As of June 30, 2017

	Jun 30, 17
ASSETS	
Current Assets	
Checking/Savings	153.44
100 · Change Fund	100.00
103 · Petty Cash	100.00
104 · Petty Cash-Custodian	138,086.27
116 · CD Account (Reserves)	11,268.65
117 · Reseve Account (Savings)	403,042.42
120 · Checking Account	140.10
123 · LAIF	552,890.88
Total Checking/Savings	
Other Current Assets	
11010 · Uncollected Current Year Taxes	2,393.29
11020 · Prepaid Insurance	5,608.39
Total Other Current Assets	8,001.68
Total Current Assets	560,892.56
Fixed Assets	
150 · Land	6,204.00
154 · New Startion Augmentation	25,392.03
157 · Fire Department Equipment	673,931.39
160 · Office Equipment and Furniture	46,962.64
163 · Park and Rec Equipment	90,791.79
166 · Building Improvements	180,923.52
170 · Accumulated Depreciation	-950,474.87
Total Fixed Assets	73,730.50
TOTAL ASSETS	634,623.06
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	21,906.59
20000 · Accounts Payable	21,906.59
Total Accounts Payable	21,906.59
Credit Cards	-2,412.23
US Bank	-2,412.23
Total Credit Cards	-2,412.23
Other Current Liabilities	165.26
24000 · Payroll Liabilities	165.26
Total Other Current Liabilities	165.26
Total Current Liabilities	19,659.62
Total Liabilities	19,659.62
Equity	
30000 · Opening Balance Equity	436,395.39
30200 · Investment in Fixed Assets	73,730.50
32000 · Unrestricted Net Assets	94,476.21
Net Income	10,361.34
Total Equity	614,963.44
TOTAL LIABILITIES & EQUITY	634,623.06

Newberry Community Service District
 FY 2016/17 Budget
 Final

1000.0 ADMINISTRATION	Budgeted	Spent	Balance
1001.0 Advertising	\$500.00	\$0.00	\$500.00
1003.0 Auditor	\$7,500.00	\$7,350.00	\$150.00
1004.0 Bank Fees	\$100.00	\$0.00	\$100.00
1005.0 Director Stipends	\$5,000.00	\$2,750.00	\$2,250.00
1006.0 Education			
1006.1 Education, Tuition	\$2,000.00	\$1,410.00	\$590.00
1006.2 Education, Books	\$200.00	\$0.00	\$200.00
1006.3 Education, Lodging	\$2,700.00	\$1,470.38	\$1,229.62
1006.4 Education, Mileage	\$500.00	\$0.00	\$500.00
Education Sub-Total	\$5,400.00	\$2,880.38	\$2,519.62
1007.0 Election Expenses	\$0.00	\$0.00	\$0.00
1008.0 LAFCO	\$100.00	\$0.00	\$100.00
1009.0 Legal Expenses	\$5,000.00	\$0.00	\$5,000.00
1010.0 Office Expenses			
1010.1 Office Supplies	\$1,500.00	\$1,240.99	\$259.01
1010.2 Office Equipment, Maint/Repair	\$1,500.00	\$1,253.08	\$246.92
1010.3 Office Equipment, Purchases	\$500.00	\$0.00	\$500.00
1010.4 Postage/Shipping	\$500.00	\$334.87	\$165.13
1010.5 Office Telephone	\$400.00	\$265.71	\$134.29
1010.6 Subscriptions/Membership Fees	\$3,000.00	\$2,152.16	\$847.84
1010.7 Office Internet	\$1,300.00	\$1,066.63	\$233.37
Office Expenses Sub-Total	\$8,700.00	\$6,313.44	\$2,386.56
1012.0 Administrative Personnel Expenses			
1012.1 Salary, Board Secretary	\$2,000.00	\$1,397.30	\$602.70
1012.2 Salary, General Manager	\$10,500.00	\$10,479.40	\$20.60
1012.3 Salary, Office Assistant	\$8,400.00	\$8,383.50	\$16.50
1012.4 Salary, Treasurer	\$5,400.00	\$4,891.20	\$508.80
1012.5 Payroll Tax Payment	\$7,000.00	\$5,715.80	\$1,284.20
1012.7 Dept of Justice-Live Scan	\$200.00	\$0.00	\$200.00
1012.8 Workers Comp Insurance	\$12,500.00	\$12,462.00	\$38.00
1012.9 Staff Mileage	\$1,000.00	\$199.25	\$800.75
Admin Personnel Expenses Sub-Total	\$47,000.00	\$43,528.45	\$3,471.55
1013.0 SDRMA Insurance, Liability/Bonding	\$3,700.00	\$1,972.91	\$1,727.09
Administrative Total	\$83,000.00	\$64,795.18	\$18,204.82

Newberry Community Service District
 FY 2016/17 Budget
 Final

2000.0 PARK & RECREATION	Budgeted	Spent	Balance
2001.0 Community Events			
2001.1 Community Events, Advertising	\$300.00	\$0.00	\$300.00
2001.2 Community Events, Expenses	\$12,000.00	\$11,836.72	\$163.28
Community Events Sub-Total	\$12,300.00	\$11,836.72	\$463.28
			\$0.00
2002.0 Community Center Expenses			
2002.1 Consumable Supplies	\$400.00	\$81.91	\$318.09
2002.2 CSD Electric	\$3,500.00	\$3,175.35	\$324.65
2002.3 CSD Propane	\$2,300.00	\$1,207.73	\$1,092.27
2002.4 Contract Labor, Cleaning	\$4,200.00	\$3,600.00	\$600.00
2002.5 Health Permits	\$1,300.00	\$960.00	\$340.00
2002.6 CSD Building, Maint/Repair	\$3,500.00	\$2,064.28	\$1,435.72
2002.7 Pest Control	\$700.00	\$600.00	\$100.00
Community Center Sub-Total	\$15,900.00	\$11,689.27	\$4,210.73
2003.0 Grounds Expenses			
2003.1 Contract Labor, Landscaping	\$6,000.00	\$4,800.00	\$1,200.00
2003.2 Disposal Services	\$2,500.00	\$1,789.23	\$710.77
2003.3 Maint/Repair, Equipment	\$2,000.00	\$0.00	\$2,000.00
2003.4 Maint/Repair, Grounds	\$4,500.00	\$4,100.33	\$399.67
2003.5 Maint/Repair, Well	\$4,000.00	\$1,240.46	\$2,759.54
2003.6 Mojave Water Agency Fees	\$200.00	\$44.20	\$155.80
2003.7 Park, Capital Improvements	\$0.00	\$0.00	\$0.00
2003.8 Park, Electric	\$2,000.00	\$937.24	\$1,062.76
2003.9 Water Testing	\$500.00	\$240.00	\$260.00
1002.2 Parking Lot Electric	\$100.00	\$0.00	\$100.00
Grounds Expenses Sub-Total	\$21,800.00	\$13,151.46	\$8,648.54
TOTAL	\$50,000.00	\$36,677.45	\$13,322.55

3000.0 STREET LIGHTS	Budgeted	Spent	Balance
3001.0 Street Lights	\$6,000.00	\$4,474.84	\$1,525.16

Newberry Community Service District
 FY 2016/17 Budget
 Final

4000.0 FIRE DEPARTMENT	Budgeted	Spent	Balance
4001.0 Apparatus Lease/Purchase	\$0.00	\$0.00	\$0.00
4002.0 Capital Improvements			\$0.00
4002.1 Station	\$0.00	\$0.00	\$0.00
4002.2 Equipment	\$3,000.00	\$0.00	\$3,000.00
Capital Improvements Sub-Total	\$3,000.00	\$0.00	\$3,000.00
4003.0 Equipment Expense, Vehicle			
4003.1 Equip Exp, Vehicle, Fuel	\$5,500.00	\$2,846.62	\$2,653.38
4003.2 Equip Exp, Vehicle, Maint/Repair	\$10,000.00	\$21,240.63	-\$11,240.63
4003.3 Equip Exp, Vehicle, SDRMA, Ins	\$5,000.00	\$5,208.19	-\$208.19
Equipment Expense Sub-Total	\$20,500.00	\$29,295.44	-\$8,795.44
4004.0 Equip Exp, Non-Vehicle			
4004.1 Equip Exp, Non-Vehicle, Purchase	\$15,000.00	\$6,778.04	\$8,221.96
4004.2 Equip Exp, Non-Vehicle, Maint/Repair	\$5,000.00	\$913.00	\$4,087.00
4004.3 Equip Exp, Non-Vehicle, First Aid Supplies	\$2,000.00	\$1,222.12	\$777.88
4004.4 Equip Exp, Non-Vehicle, Equip Fuel	\$300.00	\$72.76	\$227.24
Equipment Exp, N-V Sub-Total	\$22,300.00	\$8,985.92	\$13,314.08
4005.0 Dispatching Expense			
4005.1 Equipment Purchase	\$1,000.00	\$0.00	\$1,000.00
4005.2 Equipment Maint/Repair	\$2,000.00	\$0.00	\$2,000.00
4005.3 Cal Fire Dispatching	\$6,800.00	\$6,777.02	\$22.98
Dispatching Expense Sub-Total	\$9,800.00	\$6,777.02	\$3,022.98
4006.0 Station Expenses			
4006.1 Internet/Phone Service	\$1,300.00	\$1,259.15	\$40.85
4006.2 Station, Maint/Repair	\$2,700.00	\$597.26	\$2,102.74
4006.3 Office Supplies	\$1,000.00	\$350.57	\$649.43
4006.4 Pest Control	\$600.00	\$600.00	\$0.00
4006.5 Subscriptions/Memberships	\$2,100.00	\$2,072.00	\$28.00
4006.6 Station, Electric	\$2,300.00	\$2,229.77	\$70.23
4006.7 Drinking Water	\$300.00	\$176.24	\$123.76
Station Expenses Sub-Total	\$10,300.00	\$7,284.99	\$3,015.01
4007.0 Firefighter Personnel Expenses			
4007.1 Fire Department Office Administrator	\$8,000.00	\$7,545.15	\$454.85
4007.4 Firefighter Appreciation	\$3,000.00	\$285.71	\$2,714.29
4007.5 Firefighter Callout Stipend	\$8,000.00	\$3,864.00	\$4,136.00
4007.6 Training Exp, Certification/Books/Tuition	\$4,900.00	\$2,683.60	\$2,216.40
4007.8 Dept of Justice, Live Scan	\$550.00	\$546.00	\$4.00
4007.10 Uniform Expense	\$250.00	\$170.64	\$79.36
Personnel Sub-Total	\$24,700.00	\$15,095.10	\$9,604.90
4008.0 Public Relations			
4008.1 Prevention	\$200.00	\$0.00	\$200.00
Public Relations Sub-Total	\$200.00	\$0.00	\$200.00
4009.0 Grant Expenses			
4009.1 Grant Expenses, Admin	\$200.00	\$195.00	\$5.00
4009.2 Grant Expense, Purchases	\$0.00	\$0.00	\$0.00
Grant Expenses Sub-Total	\$200.00	\$195.00	\$5.00
TOTAL	\$91,000.00	\$67,633.47	\$23,366.53

Newberry Community Service District
FY 2016/17 Budget
Final

5000.0 INCOME	Budgeted	Balance
5001.0 Interest		
5001.1 Checking Interest	\$250.00	\$544.89
5001.2 CD Interest	\$500.00	\$475.52
5001.3 Savings Interest	\$62.00	\$36.13
Interest Total	\$812.00	\$1,056.54
5002.0 Rental Income		
5002.1 Building Rental	\$500.00	\$470.00
5002.2 Equipment Rental	\$0.00	\$0.00
Rental Income Total	\$500.00	\$470.00
5003.0 Fire Department Income		
5003.1 FD, Burn Permits	\$2,500.00	\$2,505.00
5003.2 FD, Response Charges	\$300.00	\$0.00
5003.3 FD, Grant Income	\$0.00	\$0.00
5003.4 FD, Donations	\$0.00	\$1,740.00
Fire Department Income Total	\$2,800.00	\$4,245.00
5004.0 Other Income		
5004.2 Purchase Card Rebate	\$100.00	\$573.17
5004.3 Copies	\$20.00	\$0.00
5004.4 Fireworks Donations	\$2,500.00	\$6,944.00
5004.5 Misc. Income	\$0.00	\$0.00
Other Income Total	\$2,620.00	\$7,517.17
5005.0 San Bernardino County Tax Share	\$223,268.00	\$216,466.79
TOTAL	\$230,000.00	\$229,755.50

99.89% to Anticipated Income

EXPENSE TOTALS	Budgeted	Spent	Balance
1000.0 Administration	\$83,000.00	\$64,795.18	\$18,204.82
2000.0 Park and Recreation	\$50,000.00	\$36,677.45	\$13,322.55
3000.0 Street Lights	\$6,000.00	\$4,474.84	\$1,525.16
4000.0 Fire Department	\$91,000.00	\$67,633.47	\$23,366.53
TOTAL	\$230,000.00	\$173,580.94	\$56,419.06

76% Budget Spent

Actual Budget Surplus= \$56,174.56

CASH ACCOUNT BALANCES (as of 06/30/2017)

116. CD Account	\$138,086.27
117. Savings Account	\$11,268.65
120. Checking Account	\$357,932.13
FD Reserve	\$45,721.57
Total Cash Balance	\$553,008.62

LEGAL QUESTIONS CSDA-

1. What can we spend donated funds on? Restrictions? The funds were donated to the district to be spent as the board determined to a benefit to the community in a responsible manner. Any funds directed to the district, whatever the source (donations, taxes, or fees), can only be utilized in a manner that conforms with the by-laws of the district- specifically the services it delivers. The Board has wide discretion over how the funds are used specifically, so long as it has a clear link to the overall purpose and utility the district provides its customers;
2. Can the district form a committee with director (s) and public members? Does Brown act policies and procedures apply if less than 3 directors in attendance? A district may form an "ad-hoc" or advisory committee that includes members of the public as well as members of the Board of Directors. Generally, the Brown Act does not apply if less than a quorum of Directors are present, but specific rules apply regarding how the committee is formed. See California Government Code section 54952 for the rules regarding when a "legislative body" has convened, thus requiring compliance with the Brown Act;
3. Is there a difference between a focus group and a committee? There is not substantive legal difference. It does not matter what the "group" or "committee" is called; what does matter is how it is formed and who participates;
4. Can a public member be appointed / identified as a "representative of the board" to be present at other public meetings, hearings, and focus groups, public comment, etc. ? I cannot answer this question without understanding the specific scenario. Unfortunately, CSDA cannot provide this type of legal advice and this question is better suited for the district's legal counsel;
5. What authority or power could or would the above person have if any? Same as above;
6. Can a CSD levy a local sales tax or utility tax, generation tax, or manufacturing goods tax? If so, how is this accomplished? Special districts have the authority to levy special taxes, and certain charges or fees. This should be done in strict consultation with legal counsel. A couple of helpful resources to better understand what type of revenue is necessary, and how it is accomplished, would be CSDA's Prop 26 Guide and Prop 218 Guide.

ROBERT SHAW

POB 280
NEWBERRY SPRINGS, CA
92365
760.265.0332
robert_shaw19@icloud.com

March 21, 2018

Newberry Springs Community Service District
Attn: President of the Board & all Directors

Via Hand Delivery

Re: Solar Invasion of Newberry Springs By County of San Bernardino

Dear Colleagues,

The Trojan Horse that I warned this community and Board of Directors about in 2011 has arrived!

As a community we have a grave challenge in the form of water use and water allocation. More than one "water expert" has told me that unless we do something to encourage the farmers to relocate out of this valley that we can anticipate the loss of all water rights. As a stake holder I have attended many many water related meetings; when the time is appropriate I have made significant suggestions on how to resolve this matter only to be told that "that use would use as much water as the farmers!"

So now, we come to 2018 and all of a sudden we are faced with a Board of Supervisors who have snuck in our back door in an effort to manage this challenge by encouraging certain Solar Construction and Management Contractors to impact this community with solar farms that are so huge we will be forced to abandon our fee simple land holdings; due to lack of market value as conditioned by the impact of very large and unsightly solar apparatus in our virtual front yard.

We wrote a letter of complaint to the Supervisors; however, just like every other issue that the Supervisors don't like, it is and was just ignored!

This Board of Directors is the only elected body charged with the responsibility of protecting the sanctity and fiscal health of this community. Therefore, it is our responsibility to do all in our power to fight this battle on behalf of this community. Fortunately we have the funds to fight in the only way that the Supervisors can't ignore. That is in court; a system set up by the framers of our Constitution as the only viable way to resolve disagreements.

The time is now and we must act because "time is of the essence!"

Sincerely,



Robert Shaw, Director
Newberry Community Service District