



LAKE SHASTINA COMMUNITY SERVICES DISTRICT

ORDINANCE 4-09

AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT AMENDING ORDINANCE NO. 1-03 TO REVISE SEC 20.056 REGARDING DISHONORED CHECKS CHARGE AND EXHIBIT A THERETO.

The Board of Directors of the Lake Shastina Community Services District finds that Ordinance 1-03 sec 20.056 Dishonored Checks states: "At any time that the District or its designated agent receives a check dishonored by the bank for any reason, a charge contained in Exhibit A shall be imposed. The Board may immediately proceed with the collection process if the charges are not paid within ten (10) days after notice of the dishonored check is sent to the Owner." Exhibit A thereto states: "Dishonored Check Fee is \$2.50".

The Board of Directors of the Lake Shastina Community Services District finds that a fee for non sufficient funds (NSF) checks is allowed and set by Civil Code sec. 1719.

THE BOARD OF DIRECTORS OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT DOES ORDAIN AS FOLLOWS:

Ordinance 1-03 sec 20.056 is revised to read as follows:

At any time that the District or its designated agent receives a check dishonored by the bank for any reason, the maximum charges and penalties set forth in Civil Code sec 1719 shall be imposed and the fee for non sufficient funds (NSF) checks, in any event shall not exceed the maximum charge allowed under any applicable law or District ordinance, whichever is lower. The Board may immediately proceed with the collection process if the charges allowed by law are not paid within thirty (30) days after demand that the dishonored check be paid is sent to its maker.

Exhibit A to said section is revised to read as follows: per Civil Code section 1719 maximum.

This Ordinance shall become effective 30 days after its adoption and shall, within 15 days after adoption, be posted on the District Bulletin Boards and published one (1) time in the newspaper for public notification.

It is hereby certified that the foregoing Ordinance No. 4-09 was duly introduced at a regular meeting of the Lake Shastina Community Services District on the 17th day of June, 2009 and adopted at a regular meeting of the Lake Shastina Community Services District on the 15th day of July, 2009.

ROLL CALL VOTE:

AYES: Directors Cupp, Dean, Pavlic and Wetter


NOES: None

ABSENT: Director Roths

Lake Shastina Community Services District by:


Carol Cupp, President

ATTEST


Beverly Roths, Secretary

B. First Reading and Public Hearing for proposed Ordinance 4-09 to amend Ordinance 1-03 regarding dishonored checks charge: Pres. Cupp gave the First Reading, by summarizing contents of proposed Ordinance 4-09 to amend Ordinance 1-03 regarding dishonored checks charge. Pres. Cupp opened the Public Hearing at 5:16 p.m. There were no comments from members of the audience. Pres. Cupp closed the First Reading and Public Hearing at 5:18 p.m. and the Board approved the First Reading of proposed Ordinance 4-09. The Second Reading and Adoption of Ordinance 4-09 will be on the July 15, 2009 Regular Meeting Agenda.

Motion by Dir. Wetter second by Dir. Roths to approve First Reading and Public Hearing for Ordinance 4-09 regarding dishonored checks charge.

Ayes: Directors Cupp, Dean, Pavlic, Roths and Wetter

Noes: None

Absent: None

6. Transfer CSD funds to savings and subsequent transfer to LAIF: OM Bains clarified transfer request.

Motion by Dir. Wetter second by Dir. Pavlic to transfer \$105,000 from Sewer to be split \$70,000 to General and \$35,000 to Police LAIF accounts.

Ayes: Directors Cupp, Dean, Pavlic, Roths and Wetter

Noes: None

Absent: None

7. Options for Community communications of events and urgent matters: Board discussed the need to have signage for communications of events. Types of signage discussed included digital signs, an addition to the present directional sign and steel signs with changeable lettering. Corinne Moller volunteered to research solar/digital signage options.

8. Adoption of proposed Resolution 2-09, recognition of OM Bains as Interim General Manager: Pres. Cupp presented OM Bains with a resolution in recognition of her service as Interim GM.

Motion by Dir. Wetter second by Dir. Roths to adopt Resolution 2-09 in recognition of Office Manager Brenda Bains' service as Interim General Manager.

Ayes: Directors Cupp, Dean, Pavlic, Roths and Wetter

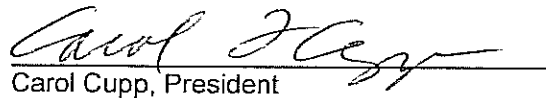
Noes: None

Absent: None

BOARD MEMBER COMMENTS: Dir. Roths (Hoy Family Park event on June 27, 2009), Dir. Dean (acknowledged Pres. Cupp, Dir. Roths and the Search Committee on their efforts with the GM recruiting process.

ADJOURNMENT: Next Regular Meeting: July 15, 2009, Closed Session at 4:00 p.m. and Open Session at 5:00 p.m. at the Administration Building. Meeting was adjourned at 5:40 p.m.

Approval Date: 7/15/09


Carol Cupp, President

ATTEST:


Beverly Roths, District Secretary

meeting to review the report and recommendation regarding needed fee increases. The Board agreed to set a special meeting for July 22, 2009 at 2:00 p.m.

7. Second Reading, Public Hearing and Adoption for proposed Ordinance 4-09 to amend Ordinance 1-03 regarding dishonored checks charge

Pres. Cupp waived reading the entire ordinance and summarized contents of proposed Ordinance 4-09 to amend Ordinance 1-03 regarding dishonored checks charge. Pres. Cupp opened the public hearing at 5:32 p.m. There were no comments from members of the audience. Pres. Cupp closed the public hearing at 5:33 p.m. and the Board approved the second reading and adoption of Ordinance 4-09.

Motion by Dir. Wetter second by Dir. Pavlic to approve Second Reading, Public Hearing and Adoption of Ordinance 4-09 regarding dishonored checks charge.

Ayes: Directors Cupp, Dean, Pavlic and Wetter
Noes: None
Absent: Director Roths

8. Approval of Budget Line Item Adjustments 2008/2009: Board discussed item with staff.

Motion by Dir. Wetter second by Dir. Dean to approve Budget Line Item Adjustments for year ending June 30, 2009, per report prepared June 9, 2009.

Ayes: Directors Cupp, Dean, Pavlic and Wetter
Noes: None
Absent: Director Roths

9. Public Hearing: Delinquent Charges [Government Code §61115(b)] to be sent to 2009 Tax Roll: Public Hearing to hear and consider all objections or protests to CSD's Impending Delinquency Report of taxes, assessment and other charges levied for the fiscal year 2008-2009, being delinquent, shall be declared tax-defaulted pursuant to Government Code §61115(b) and shall direct the General Manager to file with the Siskiyou County Auditor/Tax Collector a copy of the final report, on or before August 10, 2009.

Pres. Cupp opened the Public Hearing at 5:35 p.m. regarding forwarding delinquent CSD amounts to the 2009 Tax Roll. There was one comment from the audience. Pres. Cupp closed the Public Hearing at 5:38 p.m.

Motion by Dir. Pavlic second by Dir. Wetter to approve declare said delinquencies tax-defaulted pursuant to Government Code §61115 (b) and direct the General Manager to file the final report with the Tax Collector, Siskiyou County, on or before August 10, 2009.

Ayes: Directors Cupp, Dean, Pavlic and Wetter
Noes: None
Absent: Director Roths

10. Siskiyou County Septage Treatment Project update: Dir. Wetter reported that at the County Board of Supervisors' meeting on July 14, 2009, it was reported that due to the present economy and the costs that would be incurred to build a septage treatment facility within the County, approximately \$700,000, the County is now considering hauling waste out of the County. Hauling to Anderson, California would cost \$0.12 per gallon and Merlin, Oregon would cost \$0.26 per gallon. With this option the County is estimating an expenditure of \$150,000 for haulers.

11. Signage for notification of Community events and urgent matters: Corinne Moller gave a presentation of two types of professional signage for displaying messages and events. The cost of the products ranged from \$6,000 to \$30,000. The Board thanked Corinne for her efforts and time researching this item and stated that they would contact her if the Board decided to consider proceeding with this item.


BOARD MEMBER COMMENTS: Dir. Pavlic (Siskiyou Daily News article re: the Police situation at Lake Shastina on July 14, 2009), Dir. Wetter (Wiggins legislature re: agricultural 20% reduction of water consumption), Pres. Cupp (recognition to GM search committee, LOLA July meeting)

ADJOURNMENT: Next Regular Meeting: August 19, 2009, Closed Session at 4:00 p.m. and Open Session at 5:00 p.m. at the Administration Building.

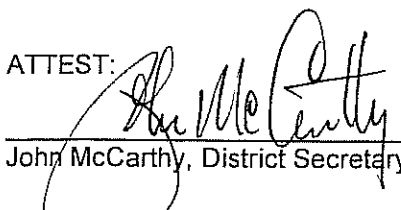
Motion by Dir. Wetter second by Dir. Pavlic to adjourn meeting at 6:30 p.m. to Special Meeting on July 22, 2009 at 2:00 p.m.

Ayes: Directors Cupp, Dean, Pavlic and Wetter
Noes: None
Absent: Director Roths

Approval Date: 8/19/09



Carol Cupp, President

ATTEST: 

John McCarthy, District Secretary