

**MORONGO VALLEY COMMUNITY SERVICES DISTRICT
BOARD OF DIRECTORS**

11207 Ocotillo Street, Morongo Valley, CA 92256

SPECIAL BOARD MEETING MINUTES

Phone Conference via "Zoom"

Call: 1 (669) 900-6833 **Meeting ID:** 89081328952 **Password:** 124168

Pursuant to the provisions of Executive Order N-29-20 issued by Governor Newsom in response to the COVID-19 outbreak and as a precaution to the District's Board of Directors, staff, and the public, Morongo Valley CSD will hold its Board meeting via teleconference. The public's physical attendance at the District office is not allowed. 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.

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

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

**February 25, 2021
6:00 P.M.**

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.

A. CALL TO ORDER

The Special Board Meeting of February 25, 2021 was called to order at 6:01 PM.

B. ROLL CALL

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

C. PLEDGE OF ALLEGIANCE

Director Tolbert led the Pledge of Allegiance.

D. APPROVAL OF AGENDA

MOTION: Director Brook motioned to approve the agenda of the Special Board Meeting of February 25, 2021.

SECOND: Director Tolbert Seconds.

RESULT: Motion passes with a 5-0 Vote.

E. PUBLIC COMMENTS

Online comment – "Please open the parks and tennis courts as soon as possible. These are the only local activities for many adults and kids. Please! Outside is the best place in a covid setting. Thank you!"
President Swarat stated this would be discussed later in the meeting.

F. NEW BUSINESS

1. **DISCUSSION AND POSSIBLE ACTION REGARDING POSSIBLE BROWN ACT VIOLATION(S) IN CLOSED SESSION**

President Swarat stated that she consulted with the Districts attorney. She continued with saying the Board of Directors and Mr. Yearsley had their rights violated when the closed session was broadcast to the public. She advised the Board of their right to turn the recording over to the District Attorney's office for further review to determine if the Brown Act was violated.

MOTION: Director Brook motioned to turn the recording over to the District Attorney's Office for further review.

SECOND: Director Klimowicz Seconds.

ROLE CALL: Gayl Swarat AYE, Kristina Brook AYE, Laurie Klimowicz AYE, Johnny Tolbert NAY, Christina Gorke AYE.

RESULT: Motion passed with a 4-1 Vote.

2. REOPEN COVINGTON PARK AND CSD OFFICE

Director of operations Yearsley stated that he saw no problem with Covington park and the CSD office opening if we remain compliant with CDC guidelines. He recommended opening everything up even the Art Colony. He spoke to buddy who is willing to sanitize and clean the bathrooms on weekends. After some discussion between the board of directors it was agreed to reopen Covington park and the CSD office within the guidelines of the CDC.

MOTION: Director Brook motioned to open Covington Park and the CSD Office under CDC guidelines.

SECOND: Director Gorke Seconds.

RESULT: Motion passed with a 5-0 vote.

G. CLOSED SESSION

The Board of Directors went into Closed Session at 6:33 PM.

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

(Government Code Section 54957 – No specific complaints/charges will be considered)

Title: Director of Operations / General Manager

H. ANNOUNCEMENT OF CLOSED SESSION ACTIONS

The Board of Directors ended closed session at 7:57 PM.

I. OLD BUSINESS

1. DISCUSSION AND POSSIBLE ACTION REGARDING ALLEGED BACK PAY OWED TO DIRECTOR OF OPERATIONS / GENERAL MANAGER

Director Brooke reported the board of directors agreed to settle a grievance with Mr. Yearsley. For the following amounts \$6900 dedicated to the Apple fire, \$1700 for medical situation, and \$19,111.25 for unpaid duty officer coverage starting June 1st of 2020 through February 7th of 2021. Totaling \$27,711.25. It was stated that a payment has already been paid and it is to be minus from the total amount. Moving forward she would like to amend the current contract for Mr. Yearsley's ability to provide additional services beyond his normal duties.

MOTION: Director Tolbert motioned to approve paying Mr. Yearsley \$27,111.25 minus what has already been paid.

SECOND: Director Klimowicz seconds.

ROLE CALL: Gayl Swarat AYE, Kristina Brook AYE, Laurie Klimowicz AYE, Johnny Tolbert AYE, Christina Gorke AYE.

RESULT: Motion passed with a 5-0 vote.

J. ANNOUNCEMENTS

1. Next Regular Board Meeting: March 17, 2021

K. ADJOURNMENT

The Special Board Meeting of February 25, 2021 was adjourned at 8:09 PM.