

LAKE SHASTINA COMMUNITY SERVICES DISTRICT

RESOLUTION NO. 13-99

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT AUTHORIZING A BALLOT MEASURE TO ESTABLISH MAXIMUM ANNUAL WATER STANDBY CHARGES

WHEREAS, the organizing documents of the Lake Shastina Community Services District authorize it to provide water service to properties within its boundaries; and,

WHEREAS, as it is appropriate that the owners of undeveloped properties within the District should contribute to payment of the expenses of maintaining the water system so as to have water available to them at such time as they might want it; and,

WHEREAS, in connection with its exercise of this power, the board of directors of the Lake Shastina community Services District may establish annual standby or availability charges to landowners within maximum amounts to be approved by the voters, but not more than \$40 per parcel.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. A ballot measure, substantially in the following form, shall be submitted to the voters of the District:

A MEASURE ESTABLISHING THE MAXIMUM AMOUNT TO BE CHARGED AS A WATER STANDBY OR AVAILABLILITY CHARGE BY THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT.

Shall the Lake Shastina Community Services District establish an annual water standby or availability charge not to exceed \$40 per parcel?

2. The General Manager and other officers of the District are authorized and directed to take whatever action may be necessary to cause the aforesaid Measure to be submitted to the Lake Shastina voters. The Siskiyou County Clerk is requested to conduct a District election on the next available regularly scheduled statewide election and to place the aforesaid measure upon the ballot at said election for submission to the voters of the District.

.....

I hereby certify that the forgoing is a full, true and correct copy of a resolution duly passed and adopted by the Board of Directors of the Lake Shastina Community Services District, Siskiyou County, California, at a meeting thereof duly held on the 23rd day of November, 1999, by the following vote:

AYES: and in favor, thereof, Directors Dean, Johns and Kalagorgevich


NOES: None

ABSENT: Directors Brezinsky and Everhart



MYRON EVERHART, President

ATTEST:




L. JAMES LEA, District Secretary

IMPARTIAL ANALYSIS OF DISTRICT COUNSEL

The organizing documents of the Lake Shastina Community Services District authorize it to provide water service to properties within its boundaries. The District will incur ongoing expenses to maintain the water delivery system so as to have water immediately available to any property owners within the District who are not currently utilizing water service, but who may wish to do so in the future. The District's board of directors has determined that it is appropriate for owners of such properties to contribute to payment of those expenses. California law provides for an annual standby fee of \$40 per lot or acre. This measure would establish a limit not to exceed that maximum.

Dated: 11/19/99



Robert D. Winston,
District General Counsel

LEGAL NOTICE

NOTICE OF ELECTION AND
DATE FIXED FOR BALLOT ARGUMENTS
FOR OR AGAINST MEASURES B & C
LAKE SHASTINA COMMUNITY SERVICES DISTRICT

NOTICE IS HEREBY GIVEN by Colleen baker, County Clerk, County of Siskiyou, that a Special District Election consolidated with the Primary Election will be held in the Lake Shastina Community Services District on Tuesday, March 7, 2000. The following questions will be submitted to the qualified voters of the Lake Shastina Community Services District:

Advisory Vote Only

MEASURE B

Shall the Lake Shastina Community Services District	YES
exercise the power to provide water, and all related functions	NO
required or appropriate in order to provide such water to the	
Lake Shastina community, including the levying of assessments	
and the setting of rates in accordance with applicable laws, and	
upon doing so be the sole provider of such water services for	
Lake Shastina?	

Advisory Vote Only

MEASURE C

Shall the Lake Shastina Community Services District	YES
establish an annual water standby or availability charge	NO
not to exceed \$40 per parcel?	

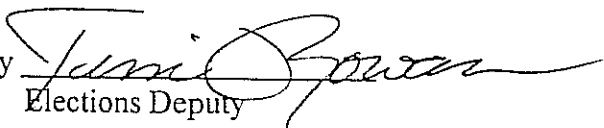
Arguments for or against each measure shall be submitted to the County Clerk in the Courthouse, 311 Fourth Street, Yreka, California, no later than 5:00 p.m. on January 5, 2000. Pursuant to *Elections Code* §9162, the governing board of the district or any member or members of the board authorized by the board, or any individual voter who is eligible to vote on the measure, or bona fide association of citizens, or combination of voters and associations, may file a written argument for or against each measure. No argument shall exceed 300 words in length. **PLEASE NOTE THAT A SEPARATE ARGUMENT IS REQUIRED FOR EACH MEASURE.**

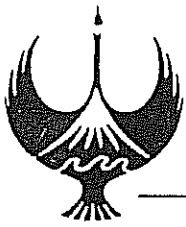
Elections Code §9164 requires that a ballot argument shall be accompanied by the name or names of the person or persons submitting it, or, if submitted on behalf of an organization, the name of the organization and the name of at least one of its principal officers. A signed statement required by *Elections Code* §9600 must be filed with any argument submitted. Form is available in the County Clerk's Office.

NOTICE IS FURTHER GIVEN that the polls at said election will be open from 7:00 a.m. until 8:00 p.m.

Dated this 17th day of December, 1999.

Colleen Baker, County Clerk

By 
Elections Deputy



LAKE SHASTINA COMMUNITY SERVICES DISTRICT

**CERTIFICATE OF POSTING
SPECIAL ELECTION**

L. JAMES LEA, under penalty of perjury, certifies as follows:

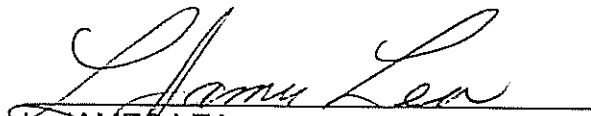
That he is, and during all times herein mentioned was, the duly appointed and qualified Secretary of the Lake Shastina Community Services District, Siskiyou County, California:

That on the 22 of December, 1999, he caused to be posted a full, true and correct copy of:

Ballot Arguments For or Against Measures B & C

in the official office of the District, 16320 Everhart Drive, Weed, California.

Executed on this 22 day of December, 1999.


L. JAMES LEA
District Secretary

**LAKE SHASTINA COMMUNITY SERVICES DISTRICT
BOARD of DIRECTORS
SPECIAL MEETING
November 23, 1999 – 7 p.m.
Administration Building, 16320 Everhart Drive, Weed, CA 96094**

MINUTES

Item 1: Called to Order: The meeting was called to order by Director Kalagorgevich at 7:00 p.m. Dir. Kalagorgevich asked Alan Johns to chair the meeting due to the absence of President Everhart.

Roll Call: Directors present were Dean, Johns, and Kalagorgevich. President Everhart and Director Brezinsky were absent. A quorum was satisfied. There were approximately 20 people present in the audience.

Item 2: Pledge of Allegiance: Everyone stood and recited the Pledge of Allegiance.

Item 3: Public Comment: Walt Cheney presented the Board with a signed petition to stop the video taping of the CSD meetings by Jim & Lyla Gregg and Bob & Carol Bare. Cheney's opinion is that the video is intended for use in litigation against the board and restricts freedom of expression. *This will be an agenda item for the December meeting.*

Item 4: Resolution Authorizing a Ballot Measure Addressing the District's Purpose of Supplying Water: The Board will consider whether to submit to the voters a proposition of whether the District shall adopt the additional purpose of supplying water. Director Johns read page 1 of Resolution 12-99. It was discovered that page 2 of the Resolution did not come through with the fax. **MOTION: CSD Adopt Resolution 12-99 Subject to 2nd page being supplied.**

BY: Dir. Kalagorgevich

SECOND: Director Dean

VOTE: Ayes: Dean, Johns and Kalagorgevich Noes: None Absent: Brezinsky, Everhart

Item 5: Resolution Authorizing a Ballot Measure to Establish Maximum Water Standby Charges: The Board will consider whether to submit to the voters a request to authorize maximum annual water standby charges up to the \$40.00 per lot or parcel provided by law. Dodi Dickson read Resolution 13-99. It was decided the word Annual must be inserted. **MOTION: CSD Adopt Resolution 13-99 Subject to insertion of the word "Annual" in front of \$40.00**

BY: Dir. Kalagorgevich


SECOND: Director Dean

VOTE: Ayes: Dean, Johns and Kalagorgevich Noes: None Absent: Brezinsky, Everhart

Item 5. Adjournment: The meeting was adjourned at 7:31 p.m.

Respectfully submitted,

Date Approved 12-15-99


Dodi Dickson
Volunteer Recording Secretary