

Lost Hills Utility District

Meeting Minutes

November 12, 2021

1. The meeting was called to order by Board President Vidal Ballesteros at 12:03PM.

2. Roll Call

Board Members in attendance were Amanda Rollin, Pioquinto Garza, and Daisy Garcia.

Also in attendance were Thomas Schroeter, Amando Garza, Manuel Cantu, Jose Gastelum, Alejandro Ruiz, and Ana Chavez.

3. Discussion and possible minute action: Meeting protocol: a motion to hold the board meeting by teleconference pursuant to Assembly Bill 361 and Government Code Section 54953 (e) and finding that there is a proclaimed state of emergency in the state that state a local official have recommended measures to promote social distancing, all as required by AB 361 and Section 54953 (e).

Motion: Amada Rollin made a motion to Approve a Teleconference meeting pursuant to Assembly Bill 361 and Government Code Section 54953. Pioquinto Garza seconds the motion. All Board members present in favor, Motion carried.

3. Public Comment on Agenda Items

Manuel Cantu – on behalf of the Wonderful Company we would like to express our continued support to LHUD, and even though we don't agree with the loan option we acknowledge Caltrans has put LHUD in a very hard position for which the loan at this point becomes the most manageable option, we do encourage LHUD to keep looking for a grant to pay for this loan and we also offer our assistance for the grant writing process.

Jose Gastelum – would like to encourage the District to keep updating all its maps to electronic copies and keep updating maps as new construction comes in so that this doesn't happen again that the District didn't know the sewer line would be in conflict in other areas than what initially estimated. He also recommends we check all the sewer line on the other side of the aqueduct so when it's time to do that section we don't encounter the same problem again.

4. Agenda Item

Consideration of loan from California Department of Transportation to pay for Sewer Line Relocations in the Highway 46 Widening Project

Ana Chavez- Caltrans has advised me the new deadline to complete the relocations of the sewer lines will expire November 15th. The District has three options; the first one and the recommended by Caltrans is to accept the 10 year loan with a low

interest rate using the surplus money interest for the total amount of \$485,000.00 the loan amount can be adjusted if the total project cost exceeds that amount, second option is that if the District doesn't accept the loan but allows Caltrans to relocate the sewer lines, then Caltrans will relocate it for about the same cost but within 60-90 days of finishing the project they will send the total invoice to LHUD which will be due immediately. If the District was not to do any of those options then per Humberto Almenguer of Caltrans they will get their legal team on board to start legal actions against the District, charge liquidated damages for the delay of the project which will start with an upfront fee of \$40,000.00, plus 15,000.00-20,000.00 a day per day we delay the project, they will also revoke the District's encroachment permit, and they would charge for the money spent to remove our sewer lines out of their right away.

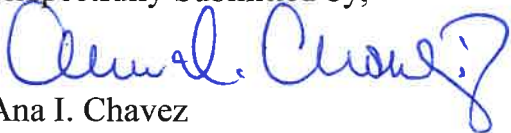
Motion: Amanda Rollin made a motion to approve the acceptance of the loan from Caltrans. Daisy Garcia seconds the motion. All Board members present in favor, Motion carried. Absent: Carlos Garcia Jr.

District Engineer presented change orders number 1-5, totaling out to \$197,278.03 For Todd Companies, and is requesting approval of the same. Motion: Daisy Garcia made a motion to approve Change Orders 1-5. Pioquinto Garza seconds the motion. All Board members present in favor, Motion carried.

Cannon's Amendment will need approval for an amendment of \$25,000.00 to complete the inspection of the project. Motion: Amanda Rollin made a Motion to Approve Cannon's Amendment of \$25,000.00. Pioquinto Garza seconds the motion. All Board members present in favor, Motion carried.

5. Meeting adjourned at 1:01PM.

Respectfully Submitted by,



Ana I. Chavez
District Manager
Lost Hills Utility District