

**MINUTES OF A SPECIAL MEETING  
OF THE BOARD OF DIRECTORS OF THE  
LAKE DON PEDRO COMMUNITY SERVICES DISTRICT**

**MEETING DATE: August 26, 2011 at 10:00 a.m.**

**1. CALL TO ORDER:**

The Board of Directors of the Lake Don Pedro Community Services District held a Special Meeting, pursuant to notice, on August 26, 2011, at the Lake Don Pedro Community Services Board Room, 9751 Merced Falls Rd., La Grange, CA 95329. President Keefe called the meeting to order at 10:09 a.m. Directors present: Keefe, Kinsella, Richardson, Ross, and Skoien. Directors absent: None. Also present: Staff C Reeves and D Tynan. Pledge of Allegiance was led by Director Ross.

**2. DISCUSSION / ACTION**

**a. Grand Jury Report**

Item introduced by Director Keefe.

**Moved Director Ross, second Director Skoien, carried, 3-2 (Ayes: Keefe, Ross, Skoien – Nays: Kinsella, Richardson), we accept the Grand Jury response as drafted by legal counsel and get it to the Grand Jury today, immediately, in a timely manner.**

Discussion ensued. Topics included the Board responding instead of the attorney, not all issues included as some of the report had been forwarded to the DA, the timing of the response, comments by each Director could have been sent to the attorney, and a Director's experience in public entities where the entities always had an attorney respond to Grand Jury reports.

Director Richardson stated for the record:

“Mr. Raymond Carlson's response to the Grand Jury is very well written. However, I still believe it was a responsibility directed to the Board of Directors who participated in the Grand Jury interview on May 5<sup>th</sup> because, after all, Mr. Carlson was not privy to the conduct of, or answers by, particular directors. Responses to Finding F-9 that the Board of Directors lack knowledge of policies and procedures, and F-10 that the Board of Directors violated Ethics policies may have perhaps been more enlightening if answered by those who participated in that interview which resulted in the recommendation R-3 that Director Emery Ross resign as President and Conclusion C-8 that a portion of the findings be turned over to the District Attorney for possible prosecution. I am also concerned as to why Judge Parrish apparently shortened the normal 90 day answer period to 60 days. Any response at this time would be premature considering a District Attorney criminal case, initiated by the same Grand Jury Report, remains unresolved. Related to this are questions as to whether district funds have been utilized for criminal legal representation by one or more directors who acted outside the scope of their official capacity. These questions remain unanswered and reimbursement of district funds remains a distinct possibility. You know, you're right the three of you were the ones who decided to have the attorney do it and I can understand why because evidently two of you are the subjects of the Grand Jury investigation. I think it highly improper that you even have a vote in this matter. Umm, you folks have no idea what happened there – just as the community has no idea of what happens in these meetings. They don't know that a

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Special Board Meeting Minutes

August 26, 2011 at 10:00 a.m.

Page 1 of 2

president lost his temper and threw a gavel across the table and quit, and then later was advised by the Grand Jury to resign. I mean, this is ridiculous. All this was unnecessary if Item S back in February 22 was addressed. All you had to say is, well let's look at it. Okay. We looked at it. We don't think it reached the level of having to do anything. We investigated. It's over. That would have been it. It would have all been over – done, but instead, the three of you took the position to conceal wrongful behavior resulting in the Grand Jury investigation.”

Discussion continued with many public comments and Director responses.

### **3. DIRECTORS COMMENTS**

None

### **4. ADJOURN: 10:47 a.m.**

**Respectfully submitted by,**

**Charise Reeves  
Secretary to the Board  
Dated: October 12, 2011**

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Special Board Meeting Minutes  
August 26, 2011 at 10:00 a.m.  
Page 2 of 2