

**SANTIAGO GEOLOGIC HAZARD ABATEMENT DISTRICT
REGULAR MEETING OF THE BOARD OF DIRECTORS
January 20, 2022 AGENDA – ZOOM MEETING**

By Computer:

<https://us02web.zoom.us/j/84661476594?pwd=aDEvZ3RCak4xK2R6KzcxNHZ6ZFVjUT09>

By Phone: 1 (669) 900-9128 Meeting ID: 846 6147 6594 Password: 860086

- Agendas and staff reports are posted on the GHAD's internet website (www.santiagohad.org)
- A complete packet of information containing staff reports and exhibits related to each item is available for public review at least 72 hours prior to a Santiago GHAD Board meeting, or in the event that it is delivered to Boardmembers less than 72 hours prior to a GHAD Board meeting, as soon as it is delivered.

REGULAR MEETING 6:00 P.M.

1. Call to Order and Roll Call: Chair and Boardmembers:
Craig Schill, James Guziak, Hillard Kaplan, Hari Lal, and Marc Schwering
 - A. Confirmation of Agenda Posting
2. Public Forum: Members of the Public May Comment (3 minutes per speaker)
At this time, the public is permitted to address the GHAD Board on non-agendized items. In accordance with State Law, no action or discussion may take place on an item not appearing on the posted agenda. The Board may respond to statements made or questions asked, or may request staff to report back at a future meeting concerning the matter. Please see "How to Submit Public Comments" on the GHAD's website www.santiagohad.org.
3. Open Session Identification of Closed Session Matters
4. Closed Session
 - A. Conference with Legal Counsel
Pursuant to Government Code 54956.9[d][4]
Consideration of Anticipated Litigation: One Case
5. Open Session Report Regarding Closed Session
6. Approval of Minutes:
 - A. November 18, 2021 Regular Meeting
 - B. November 22, 2021 Special Meeting
7. Reports:
 - A. Chair and Boardmembers
 - B. Plan Review Subcommittee - Boardmember Schill
 - C. Standing Legal Committee - Boardmembers Schill and Lal
 - D. Charles King Company (Merritt King to participate)
 1. Status of Vertical Wells
 2. Repairs and Well Maintenance
 3. Replacement of Electrical Pedestals
 - A. 6836 Georgetown Circle
 - B. 997 Vassar Circle
 4. DW-36
 - A. Maintenance Update
 - E. ENGeo Incorporated
 1. Groundwater Level and Extraction: Monitoring and Evaluation
 2. Coordination and Documentation (Website and G.I.S.)
 3. Burlwood Seepage
8. Financial Review
 - A. Fiscal Year 2021-2022 Quarter 2 Preliminary Financials

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9. Continued Items
 - A. Subject: Plan Review Subcommittee Legal Counsel Opinion
From: GHAD Manager
 - B. Subject: Suggestion of Time Limits on Discussion of Agenda Topics
From: Boardmember Lal
10. New Business:
 - A. Subject: Resolution 2022/01 Authorizing Remote Teleconference Meetings of the Santiago Geologic Hazard Abatement District Pursuant to Government Code Section 54953(e) as amended by Assembly bill No. 361
From: GHAD Manager
 - B. Subject: Summary Report on Differed Maintenance Items
From: GHAD Manager
11. GHAD Manager's Report
 - A. Website Notification Update
12. Board Comments and Upcoming Topics of Discussion
 - A. Directors' Announcements
 - B. Set Date for Next Scheduled Board Meeting – April 14, 2022
13. Adjournment

SANTIAGO GEOLOGIC HAZARD ABATEMENT DISTRICT
MEETING OF THE BOARD OF DIRECTORS
NOVEMBER 18, 2021

A Regular Meeting of the Board of Directors of the Santiago Geologic Hazard Abatement District (SGHAD) was held on Thursday, November 18, 2021, via Zoom teleconference to exercise continued caution due to the Covid-19 pandemic. The Meeting was called to order at 6:03 p.m. by the Santiago GHAD Chair, Craig Schill.

CALL TO ORDER

- Directors Present: James Guziak
Hillard Kaplan
Hari Lal
Craig Schill
- Directors Absent: Marc Schwering
- Representing Cardinal: Karen Holthe, Santiago GHAD Clerk
- Representing ENGEO: Uri Eliahu
Emma Griffie
Eric Harrell, Santiago GHAD Manager
Haley Ralston
Matt Swanson
- Others Present: Richard Farano
Dave Fernandez, Santiago GHAD Treasurer
Dax Holt
Greg Hudson
Marie Hyepock
Merritt King, CKC
Rick Moyer
Karyn Schonherz
“Talat”

It was confirmed that the Regular Meeting agenda had been posted at the Serrano location on Williams Circle on the first lamp post beyond the stop sign at Serrano and Williams Circle, as well as on the SGHAD website, more than 72 hours prior to the Meeting, in accordance with the Brown Act requirements.

AGENDA POSTING

A Motion was duly made, seconded, and unanimously carried to move item #7A, Assembly Bill 361, up on the agenda to immediately follow the Public Forum.

AGENDA ITEM MOVED

The Public Forum was opened. As there were no other members of the public who wished to address the Board on non-agenda items, the Public Forum was closed.

PUBLIC FORUM

SGHAD Manager Eric Harrell reviewed California Assembly Bill 361 which detailed the specific actions that were required to conduct teleconferenced, “hybrid,” or in person Meetings for State agencies. Upon discussion, a Motion was duly made, seconded, and carried to adhere to teleconferenced Meetings for the remainder of the existing quarter, and to review the matter prior to the next Meeting scheduled for the third quarter

of the fiscal year. Director Kaplan was opposed.

The Directors reviewed the Minutes of the previous Board Meetings. On Motion duly made, seconded, and unanimously carried, the Minutes of the September 16, 2021 Regular Board Meeting and the September 28, 2021 Special Board Meeting were approved as written.

APPROVAL OF
MINUTES

There were no general reports from the Chair or Board members.

NO REPORTS

Director Schill of the Plan Review Subcommittee requested Eric Harrell provide a report regarding current plan reviews. Mr. Harrell reported that a request had been received regarding construction at 1160 S. Tamarisk which was being reviewed, and that the City of Anaheim had removed the requirement for plan reviews when there was no relevance to the SGHAD, (such as rooftop solar installations) which would benefit the homeowners within the SGHAD.

PLAN REVIEW
SUBCMTE.

Directors Schill and Lal reported that the Standing Legal Subcommittee did not meet but provided a brief update on actions to date and reminded all in attendance to visit the SGHAD website to see available details on the current legal actions in the arbitration case against the City of Anaheim. It was also noted that a Closed Session of the Board was scheduled for Monday, November 22, 2021 to discuss the matter with legal counsel.

STANDING
LEGAL
SUBCMTE.

Merritt King from Charles King Company (CKC) was present to report that monitoring and maintenance of the vertical dewatering wells was ongoing under the contract with the SGHAD and that most of the pumps were operating within normal water level ranges. Mr. King reported that five wells were either down or experiencing unusual activities: DW-3 had high levels, DW-15 had an inoperable pump, DW-27 required a re-check as a vehicle was parked on the lid during the prior inspection on November 4, 2021, DW-29 had high levels, and DW-41 required the replacement of a discharge hose. Mr. King stated the minor repairs and re-checks would take place on Friday, November 19, 2021, and the pump and parts replacements would be conducted on Monday, November 22, 2021.

CKC VENDOR
REPORT

Mr. King discussed the replacement of the damaged electrical pedestals, reporting that the pedestal at 6836 Georgetown Circle which was originally thought to require a 100- amp pedestal, actually required a 200-amp box which would need to be ordered. It was also reported that the electrical pedestal at 997 Vassar Circle was also in bad condition and required a 100-amp box. Mr. King was requested to provide costs to ENGE0 for both steel and stainless-steel pedestal boxes.

ELECTRIC
PEDESTAL
REPLACMTS.

Mr. King provided an update on DW-36, the vertical well with the pump lodged within the casing, reporting that the previously approved well cleaning using the air lifting method would be conducted on Tuesday, November 23, 2021 beginning at 8:00 a.m. and that the entire process would be recorded. Mr. King was requested to ensure that all nearby homeowners were notified in advance of this work, and it was confirmed that notices would be posted on Friday, November 19, 2021.

DW-36
WELL
CLEANING
SCHEDULED

Matt Swanson of ENGEO reported that groundwater monitoring had been conducted as contracted, that all levels were within normal range, with a few exceptions, and the Annual Report and all other reports had been posted on the website. Mr. Swanson stated that the early November readings were still being processed and that six wells with inconsistent readings were being monitored more closely at this time: DW-14, DW-28, DW-30, DW-31, DW-36, and DW-41.

ENGEO
VENDOR
REPORT

Mr. Swanson reported that an underground leak in the street on Burlwood had been reviewed, that ENGEO was working with CKC and with the City of Anaheim to investigate the source of the seeping water, and that the issue was not to be considered an emergency.

BURLWOOD
SEEPAGE

Dave Fernandez from the GHAD Treasurer was present to review the first quarter/fiscal year 2021-2022 Financial Report with the Directors. There was discussion on needed funds for deferred maintenance items. ENGEO was requested to compile a list of known deferred maintenance items with approximate costs for each.

FINANCIAL
REVIEW

There was discussion regarding the continuation of the Plan Review Subcommittee which evolved into a discussion regarding the necessity of continuing to conduct plan reviews which had been required by the City of Anaheim since 2017. Eric Harrell presented a summary of benefits and drawbacks to conducting the plan reviews for Board consideration. A Motion was duly made and seconded to discontinue the plan review process in its entirety. The Motion was then withdrawn at the request of Director Schill and the item tabled to the next agenda.

PLAN
REVIEWS

Director Schill left the Meeting at 7:15 p.m.

DIR. SCHILL

The discussion on the establishment of time limits for Board Meeting topics was tabled to the next agenda.

TIME LIMITS

Haley Ralston presented the GHAD Manager's report, reminding all those present how to sign up to receive automatic update notifications when the SGHAD website was updated.

WEBSITE
NOTIFICATIONS

Director Guziak commented that the next year would be incredibly important for the SGHAD.

DIRECTOR
COMMENTS

It was noted that the next Regular Meeting was set for January 20, 2022 and that a Special Zoom Meeting would be set for January 6, 2022 to determine the format and location for the Regular Meeting. It was also announced that a Special Board Meeting would be conducted on Monday, November 22, 2021 from 4:30 p.m. to 5:30 p.m. to review a Resolution regarding AB 361 and that most of the Meeting would be a Closed Session to discuss the current litigation with the SGHAD legal counsel.

NEXT
MEETINGS

There being no further business, the Meeting was adjourned at 7:25 p.m.

ADJOURN

Submitted by Karen Holthe, SGHAD Clerk

SUBMITTED

ATTEST:

ATTEST

Craig Schill, Chairperson

Date

DIRECTOR CERTIFICATION

CERTIFIED

I certify that I am an appointed Director of the Santiago Geologic Hazard Abatement District and do hereby certify that the foregoing is a true and correct copy of the Minutes of the Santiago Geologic Hazard Abatement District Board of Directors Meeting held on November 18, 2021, as approved by the Board Members in attendance of the Meeting.

, Director

Date

SANTIAGO GEOLOGIC HAZARD ABATEMENT DISTRICT
MEETING OF THE BOARD OF DIRECTORS
NOVEMBER 22, 2021

A special meeting of the Board of Directors of the Santiago Geologic Hazard Abatement District (SGHAD) was held on Monday, November 22, 2021, via Zoom teleconference to exercise continued caution due to the Covid-19 pandemic. The meeting was called to order at 4:30 p.m. by the Santiago GHAD Chair, Craig Schill.

CALL TO
ORDER

Directors Present: James Guziak
Hillard Kaplan
Craig Schill
Marc Schwering

Directors Absent: Hari Lal

Representing Cardinal: Karen Holthe, Santiago GHAD Clerk

Representing ENGEO: Uri Eliahu
Eric Harrell, Santiago GHAD Manager
Haley Ralston
Matt Swanson

Others Present: Marie Hyepock

It was confirmed that the special meeting agenda had been posted at the Serrano location on Williams Circle on the first lamp post beyond the stop sign at Serrano and Williams Circle, as well as on the SGHAD website, more than 72 hours prior to the meeting, in accordance with the Brown Act requirements.

AGENDA
POSTING

Eric Harrell advised those present that the Board would be adjourning to a closed session to discuss one legal matter after consideration of one Board Resolution during Open Session.

IDENTIFICATN.
CLOSED SESS.

The Public Forum was opened; however, as there were no members of the public present who wished to address the Board, the Public Forum was closed.

PUBLIC FORUM

Eric Harrell reviewed the proposed resolution allowing GHAD Board of Directors and Board's Committees to hold continued teleconferenced public meetings pursuant to California Assembly Bill 361 (AB361). Upon discussion, a Motion was duly made, seconded, and unanimously carried to approve Resolution 2021/07 making the required findings pursuant to AB361 to continue to hold teleconferenced public meetings during the Covid-19 State of Emergency.

RESOLUTION
2021/07
CONTINUE
TELECNFNCED.
MEETINGS

The regular meeting was adjourned to a closed session at 4:38 p.m. and was reconvened at 6:17 p.m. All Boardmembers were present during closed session. Boardmember Guziak and Clerk Holthe did not return to the special meeting when reconvened.

ADJOURN/
RECONVENE

Mr. Harrell reported that the Board had just met in Closed Session with their legal counsel to further discuss the legal matter with the City of Anaheim and there were no reportable actions.

There being no further business, the Meeting was adjourned at 6:21 p.m.

Submitted by Karen Holthe, SGHAD Clerk, and Haley Ralston, ENGEO

ATTEST:

Craig Schill, Chairperson

Date

DIRECTOR CERTIFICATION

I certify that I am an appointed Director of the Santiago Geologic Hazard Abatement District and do hereby certify that the foregoing is a true and correct copy of the minutes of the Santiago Geologic Hazard Abatement District Board of Directors Meeting held on November 22, 2021, as approved by the Board Members in attendance of the meeting.

, Director

Date

REPORT RE:
CLOSED SESS.

ADJOURN

SUBMITTED

ATTEST

CERTIFIED

Santiago GHAD

Balance Sheet

As of December 31, 2021

	December 31, 2021	December 31, 2020
Assets		
Cash		
1030 - Cash SAN - Heritage Bank	14,833	0
Total Cash	14,833	0
Investments		
1130 - Investments SAN - TD Ameritrade	750,291	992,574
Total Investments	750,291	992,574
Total Assets	765,124	992,574
Liabilities		
Current Liabilities		
2000 - Accounts Payable	13,942	10,745
2020 - Accrued Expenses	12,640	0
Total Current Liabilities	26,582	10,745
Total Liabilities	26,582	10,745
Owners Equity		
Equity		
3000 - Paid-in Capital	1,437,157	1,437,157
3080 - Accumulated Other Comprehensive Income	5,428	5,428
3090 - SYS - Current Year Earnings	(110,420)	(123,568)
3100 - Retained Earnings	(593,623)	(337,188)
Total Equity	738,541	981,829
Total Owners Equity	738,541	981,829
Total Liabilities and Owners Equity	765,124	992,574

Created Date/Time: 01/07/2022, 8:20 Start Period: 2022-06
Created By: ADMIN GHAD Treasurer

End Period: 2022-06
Ledger: Actual
GL Variable 2: SAN GHAD Santiago GLVar 2

Santiago GHAD

Profit and Loss vs Budget

6 Months Ended December 31,2021

	Actual Total	Budget Total	Difference	% of Budget
Total Revenue	0	0	0	
Expense				
Preventative Maintenance & Operations				
6005 - Scheduled Monitoring Events	11,421	43,300	(31,880)	26.38%
6115 - Electrical Charges	10,116	18,000	(7,884)	56.20%
6150 - Wells, Vaults, Casings, and Elec System	60,750	136,500	(75,750)	44.51%
6155 - Wells and Drain Maintenance	0	20,000	(20,000)	0.00%
Total Preventative Maintenance & Operations	82,287	217,800	(135,513)	37.78%
Administration and Accounting				
7005 - Administration and Accounting	10,023	24,000	(13,977)	41.76%
7105 - Assessment Role and Levy Update Prep	0	3,000	(3,000)	0.00%
7115 - Clerk	3,050	6,000	(2,950)	50.83%
7125 - CA Association of GHAD's Member	0	176	(176)	0.00%
7130 - Insurance - Directors and Officers	0	1,300	(1,300)	0.00%
7135 - Insurance - General Liability	0	770	(770)	0.00%
7140 - Legal Counsel	13,605	75,000	(61,395)	18.14%
7145 - Public Outreach	0	5,000	(5,000)	0.00%
7150 - Facilities Rental	0	600	(600)	0.00%
7155 - Management Fees	2,491	4,000	(1,509)	62.28%
Total Administration and Accounting	29,169	119,846	(90,677)	24.34%
Total Expense	111,456	337,646	(226,190)	33.01%
Net Ordinary Income	(111,456)	(337,646)	226,190	33.01%
Other Income/Expense				
4200 - Other Income	1,000	0	1,000	
8500 - Investment Income	235	0	235	
8503 - Change in Value of Investment	(199)	0	(199)	
Total Other Income	1,036	0	1,036	
Net Income	(110,420)	(337,646)	227,226	32.70%

Created Date/Time: 01/07/2022, 8:20

Created By: ADMIN GHAD Treasurer

Start Period: 2022-01

Ledger: Actual

End Period: 2022-06

Budget Ledger: 21/22 Annual Budget

GL Variable 2: SAN GHAD Santiago GLVar 2

Santiago GHAD

Profit and Loss

6 Months Ended December 31,2021

	2022-01	2022-02	2022-03	2022-04	2022-05	2022-06	Total
Total Revenue	0	0	0	0	0	0	0
Expense							
Preventative Maintenance & Operations							
6005 - Scheduled Monitoring Events	0	3,438	2,483	5,500	0	0	11,421
6115 - Electrical Charges	575	3,085	372	2,412	444	3,230	10,116
6150 - Wells, Vaults, Casings, and Elec System	10,125	10,125	10,125	10,125	10,125	10,125	60,750
Total Preventative Maintenance & Operations	10,700	16,647	12,980	18,037	10,569	13,355	82,287
Administration and Accounting							
7005 - Administration and Accounting	0	4,000	2,000	4,003	10	10	10,023
7115 - Clerk	500	0	725	500	825	500	3,050
7140 - Legal Counsel	0	3,515	963	0	5,128	4,000	13,605
7155 - Management Fees	538	0	1,015	0	0	938	2,491
Total Administration and Accounting	1,038	7,515	4,703	4,503	5,963	5,448	29,169
Total Expense	11,738	24,162	17,682	22,540	16,531	18,802	111,456
Net Ordinary Income	(11,738)	(24,162)	(17,682)	(22,540)	(16,531)	(18,802)	(111,456)
Other Income/Expense							
Other Income							
4200 - Other Income	500	0	0	0	500	0	1,000
8500 - Investment Income	19	8	155	21	19	13	235
8503 - Change in Value of Investment	(37)	(13)	(43)	10	(63)	(53)	(199)
Total Other Income	482	(5)	112	31	457	(40)	1,036
Net Income	(11,256)	(24,167)	(17,571)	(22,508)	(16,075)	(18,843)	(110,420)

Created Date/Time: 01/07/2022, 8:20

Start Period: 2022-01

End Period: 2022-06

Created By: ADMIN GHAD Treasurer

Ledger: Actual

GL Variable 2: SAN GHAD Santiago GLVar 2

Income/Expense Reporting - Santiago GHAD

6 Months Ended December 31,2021

GL Account ↑	Account ↑	Sum of Report Amount
4200 - Other Income	Santiago GHAD	\$1,000.00
6005 - Scheduled Monitoring Events	ENGEO Incorporated	-\$11,420.50
6115 - Electrical Charges	Anaheim Public Utility	-\$9,129.29
	ENGEO Incorporated	-\$987.00
6150 - Wells, Vaults, Casings, and Elec System	Charles King Company	-\$60,750.00
7005 - Administration and Accounting		-\$30.00
	ENGEO Incorporated	-\$9,993.00
7115 - Clerk	Cardinal Property Management	-\$3,050.00
7140 - Legal Counsel	Benink & Slavens LLP	-\$8,642.51
	Colantuono, Highsmith &Whatley PC	-\$962.50
	JAMS	-\$4,000.00
7155 - Management Fees	CAPTRUST	-\$1,514.78
	GHAD Treasurer Inc	-\$976.56
8500 - Investment Income		\$235.31
8503 - Change in Value of Investment		-\$199.02
Total		-\$110,419.85

**BOARD OF DIRECTORS OF THE
SANTIAGO GEOLOGIC HAZARD ABATEMENT DISTRICT**

RESOLUTION NO. 2022/01

A RESOLUTION OF THE SANTIAGO GEOLOGIC HAZARD ABATEMENT DISTRICT AUTHORIZING REMOTE TELECONFERENCE MEETING OF THE SANTIAGO GEOLOGIC HAZARD ABATEMENT DISTRICT PURSUANT TO GOVERNMENT CODE SECTION 54953(e)

WHEREAS, Government Code section 54953(e), as amended by Assembly Bill No. 361, allows legislative bodies to hold open meetings by teleconference without reference to otherwise applicable requirements in Government Code section 54953(b)(3), so long as the legislative body complies with certain requirements, there exists a declared state of emergency, and one of the following circumstances is met:

1. State or local officials have imposed or recommended measures to promote social distancing.
2. The legislative body is holding the meeting for the purpose of determining whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.
3. The legislative body has determined that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

WHEREAS, the Governor of California proclaimed a state of emergency pursuant to Government Code section 8625 on March 4, 2020; and

WHEREAS, On November 22, 2021, the Santiago Geologic Hazard Abatement District previously adopted Resolution No. 2021/07 finding that the requisite conditions exist for the Santiago Geologic Hazard Abatement District to conduct teleconference meetings under California Government Code section 54953(e); and

WHEREAS, more than thirty days have passed since Resolution No. 2021/07 was adopted and the Santiago Geologic Hazard Abatement District has not met since Resolution No. 2021/07 has passed; and

WHEREAS, the Santiago Geologic Hazard Abatement District desires to hold and continue holding its public meetings by teleconference consistent with Government Code section 54953(e).

NOW, THEREFORE, THE SANTIAGO GEOLOGIC HAZARD ABATEMENT DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Conditions for Initial Teleconferencing Meeting are Met. The Santiago Geologic Hazard Abatement District found on November 22, 2021 and hereby finds and declares the following, as required by Government Code section 54953(e)(3):

1. The Governor of California proclaimed a state of emergency on March 4, 2020, pursuant to Government Code section 8625, which remains in effect.
2. In addition:
 - a. State or local officials have imposed or recommended measures to promote social distancing.
 - b. The legislative body has determined that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

Section 2. Conditions for Continued Teleconferencing Meeting are Met. Although more than thirty days have passed since Resolution No. 2021/07 was adopted, this Resolution is adopted in the spirit of continuing the findings made in Resolution No. 2021/07. In keeping with Resolution No. 2021/07 and Section 2 above, the Santiago Geologic Hazard Abatement District hereby finds and declares the following, as required by Government Code section 54953(e)(3):

1. The Santiago Geologic Hazard Abatement District has reconsidered the circumstances of the state of emergency declared by the Governor pursuant to his authority under Government Code section 8625;
2. The state of emergency continues to directly impact the ability of members of the Santiago Geologic Hazard Abatement District to meet safely in person; and
3. State and local officials have imposed or recommended measures to promote social distancing.

I, Karen Holthe, Clerk of the Santiago Geologic Hazard Abatement District, certify that the foregoing resolution was PASSED AND ADOPTED by the Santiago Geologic Hazard Abatement District, this 20th day of January 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN: