

**EMERALD BAY SERVICE DISTRICT BOARD OF DIRECTORS  
TELECONFERENCE AND IN-PERSON SPECIAL MEETING  
PURSUANT TO GOVERNMENT CODE SECTION 54953(E)**

**EMERALD BAY COMMUNITY CENTER  
600 EMERALD BAY, LAGUNA BEACH, CA 92651**

**Monday, February 27, 2023**

**and**

**Via Zoom Teleconference:**

<https://us02web.zoom.us/j/83406084005?pwd=djNtQ0RBTTMQUdRdTjHbVpZnkRhZz09>

**Meeting ID: 834 0608 4005**

**Passcode: 597418**

All documents available for public review are at [www.ebservicedistrict.com](http://www.ebservicedistrict.com) or on file with the District's General Manager located at 600 Emerald Bay, Laguna Beach, CA 92651.

THIS MEETING IS BEING HELD IN ACCORDANCE WITH THE BROWN ACT AS CURRENTLY IN EFFECT UNDER THE STATE EMERGENCY SERVICES ACT, THE GOVERNOR'S EMERGENCY DECLARATIONS RELATED TO COVID-19, THAT ALLOW ATTENDANCE BY MEMBERS OF THE DISTRICT, DISTRICT STAFF, AND THE PUBLIC TO PARTICIPATE AND CONDUCT THE MEETING BY TELECONFERENCE, VIDEOCONFERENCE, OR BOTH

PUBLIC COMMENTS ON ANY AGENDA ITEM WILL BE HEARD AT THE TIME OF DISCUSSION OF THE AGENDA ITEM. PUBLIC COMMENTS NOT PERTAINING TO AGENDA ITEMS WILL BE HEARD DURING THE PUBLIC COMMENT PERIOD BELOW. PUBLIC COMMENTS ARE LIMITED TO THREE MINUTES.

**CALL TO ORDER 5:30 pm  
PLEDGE OF ALLEGIANCE**

<b>A. CERTIFICATION OF POSTING</b>	
<b>B. Public Comments on non-agendized items.</b> 1. Public comments are limited to three minutes. Public comments may be submitted via email to <a href="mailto:sbowen@ebservicedistrict.com">sbowen@ebservicedistrict.com</a> or via telephone to (949) 494-8572 at least two hours prior to the start of the meeting.	
<b>C. Approval of Minutes</b> 1. Recommended Action: Approve Minutes of Special Teleconference Meeting of January 18, 2023 and find that the California Environmental Quality Act does not apply to this item.	
<b>D. Treasurer's Report (James Flynn)</b> 1. Review of Financial Matters – January 2023 2. Review of Deposits – January 2023 3. Recommended Action: Approve Invoices for Payment – Monthly List of Accounts Payable – February 9, 2023 and find that the California Environmental Quality Act does not apply to this item.	
<b>E. Action Items</b> 1. Recommended Actions: Adopt Resolution No. 23-02-27-01, A Resolution Proclaiming a Local Emergency, Ratifying the Proclamation of a State of Emergency by Executive Orders N-25-20, N-29-20 and N-35-20, authorizing Remote Teleconference Meetings for a Thirty (30) Day Period Pursuant to Brown Act Provisions and find that the California Environmental Quality Act does not apply to this item. 2. Authorize the General Manager to enter into a contract with OC Lifeguards for lifeguarding services in an amount not-to-exceed \$216,835.00 and find that the California Environmental Quality Act does not apply to this item.	

<ul style="list-style-type: none"> <li>3. Authorize the General Manager to 1) finalize the proposal from American Signal Corporation for an emergency siren at a cost of \$36,188 and 2) finalize the CEQA exemption for this emergency siren.</li> <li>4. Authorize the General Manager to enter into a contract with Eide Bailly, LLP not-to-exceed \$25,000 and find that the California Environmental Quality Act does not apply to this item.</li> </ul>	
<b>F. Old Business</b> <ul style="list-style-type: none"> <li>1. Storm Water Run-off-Monthly Report</li> </ul>	
<b>G. New Business</b> <ul style="list-style-type: none"> <li>1. Local Agency Formation Commission of Orange County (LAFCO) report.</li> </ul>	
<b>H. Correspondence</b>	
<b>I. Ad Hoc Committee Reports</b> <ul style="list-style-type: none"> <li>1. CERT Committee Report</li> </ul>	
<b>J. General Manager's Report</b> <ul style="list-style-type: none"> <li>1. Monthly Activity Report (Michael Dunbar)</li> </ul>	
<b>K. Legislative Report</b>	
<b>L. Director's Comments</b>	
<b>M. Next Scheduled Meeting</b> <ul style="list-style-type: none"> <li>1. Regular Board of Director's Meeting - Wednesday, April 19, 2023</li> </ul>	
<b>N. CLOSED SESSION</b> <ul style="list-style-type: none"> <li>1. Conference with Legal Counsel - Existing Litigation: Pursuant to Government Code Section 54956.9 (a)- Bren vs. Emerald Bay Service District et. al., Orange County Superior Court, Case No. 30-2021-01232455635-CU-EI-CXC.</li> <li>2. Conference with Legal Counsel -Anticipated Litigation: Pursuant to Government Code Section 54956.9 (d) (2) - One potential case.</li> </ul>	
<b>O. Legal Counsel's Report</b> <ul style="list-style-type: none"> <li>1. Monthly Report (Allison Burns)</li> </ul>	
<b>ADJOURN</b>	

*In compliance with the Americans with Disabilities Act, if special assistance is needed to participate in the Board Meeting, please contact the General Manager during regular business hours at 949-494-8572. Notification received 48 hours prior to the meeting will enable the District to make reasonable accommodations. All accommodation requests will be processed swiftly and resolving any doubt in favor of accessibility.*