

1                                   **MINUTES OF THE SPECIAL MEETING OF**  
2                                   **THE MINNEHAHA CREEK WATERSHED DISTRICT**  
3                                   **BOARD OF MANAGERS**

4  
5                                   **February 13, 2023**

6  
7                                   **CALL TO ORDER AND ROLL CALL ATTENDANCE**

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9                                   The special meeting of the Minnehaha Creek Watershed District was called to order by  
10                                   President Sherry White at 7:07 p.m. on February 13, 2023.

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12                                   President White called the roll to note attendance:

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14                                   Sando:            Present  
15                                   Miller:           Present  
16                                   Olson:            Present  
17                                   Maxwell:        Present remotely as duly noticed using interactive technology from  
18   Cimarron Golf Resort, 67603 30th Avenue, Cathedral City, California.  
19                                   White:            Present  
20                                   Hejmadi:        Absent but monitored the meeting using interactive technology; did not  
21   participate in discussion or vote.  
22                                   Loftus:           Absent

23  
24                                   **DISTRICT STAFF AND CONSULTANTS PRESENT**

25  
26                                   James Wisker, Administrator; Michael Hayman, Project Planning Manager; Thomas J.  
27                                   Radio, litigation counsel; and Louis Smith, District Counsel.

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29                                   **APPROVAL OF AGENDA**

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31                                   *It was moved by Manager Miller, seconded by Manager Olson to approve the agenda*  
32                                   *as distributed. Upon roll call vote, the motion carried 5-0 as follows:*

33  
34                                   Sando:            Aye  
35                                   Miller:           Aye  
36                                   Olson:            Aye  
37                                   Maxwell:        Aye  
38                                   White:            Aye  
39                                   Hejmadi:        Absent  
40                                   Loftus:           Absent

41  
42                                   **BOARD DISCUSSION ITEMS**

43  
44                                   Pending Litigation Regarding the Minnehaha Preserve Boardwalk  
45

46 *Upon recommendation of Mr. Smith, it was moved by Manager Miller, seconded by Manager*  
47 *Olson that the Board of Managers move into closed session for the purpose of receiving*  
48 *confidential legal advice concerning litigation strategy from Mr. Radio. Upon roll call vote,*  
49 *the motion carried 5-0 as follows:*

50  
51 Sando: Aye  
52 Miller: Aye  
53 Olson: Aye  
54 Maxwell: Aye  
55 White: Aye  
56 Hejmadi: Absent  
57 Loftus: Absent

58  
59 Whereupon the Board of Managers went into closed session.

60  
61 The Board of Managers returned to open session.

62  
63 **Adjournment**

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65 There being no further business, President White declared the meeting of the Board of  
66 Managers adjourned at 7:56 p.m.

67  
68 Respectfully submitted,

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70  
71 Eugene Maxwell, Secretary  
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