January 18, 2018

The regular board of directors meeting of Bear Mountain Recreation and Park District was held Thursday, December 21, 2017, at 6:30 p.m. in the Senior Center at 10300 San Diego Street, Lamont, California. The District is a political subdivision in the State of California.

1. REGULAR SESSION: Regular Session to Begin at 6:30 p.m. at David Head Center, Senior Center.

2. CALL TO ORDER AND ROLL CALL:

Mr. Castrejon called the meeting to order at 6:33 p.m. Board Members present Mrs. Villanueva, Mr. Horton absent, Mr. Rodriguez, Mr. Perez and Mr. Castrejon. Staff present: Legal Counsel; Mr. Hodges absent, Lorena Cervantes; District Manager and Mr. Zamora.

3. FLAG SALUTE

4. APPROVE AGENDA AS TO FORM:

MOTION Mr. Rodriguez moved Mr. Perez second to approve the agenda as form. Motion passed 4 ayes, 0 noes and 1 absent.

5. PRESENTATIONS: (Community Groups and Members of the Public)

a) Community Presentation- Comite Progreso de Lamont-

Jose Mireles- I'm here from comite progreso we talked with Anthony and with the electrician we meet around two weeks ago and we talked about how to do the lighting and we came to a agreement the electrician gave us a estimate of around 4,000 dollars were willing to do it but we have another thing that was purposed to us the lighting over by the tennis court is waiting a lot of power and they gave us another estimate including that it was with seven lights for 1,200 dollars and maybe you guys can do the courts and one for the parking so you guys can see the difference for the lighting Anthony- the estimate for that is around 1,800 dollars for seven lights he said anything over six lights he could give us the price of 250 dollars a light Mr. Castrejon- the proposal that you brought last month it did go through but it's going to be 4,000 Jose Mireles- we estimated more because we were going to put the bigger pole it was more work but he suggested to stay with the old pole and to put a bull horn light and latter if we decided to put more lighting toward the playground he could switch on of the lights Mr. Rodriguez- your saying you'll donate if we put lighting over here if we put lighting over there but we have to look in our budget if we have the money that is something that we have to look into Mr. Mireles- is basically the same thing because we were going to pay for the 3,700 dollars over here and you guys were going to come up with the rest of the money to put up the lights and we are willing to

put the 4,000 dollars and the money you guys were going to spend, spend it on the tennis courts and it's the same thing and were going to do two jobs instead of one for the same amount Mr. Rodriguez- what I'm saying does the district have the money to put the lighting over here Mrs. Cervantes- we had put on the budget to put the lighting over her but since they are going to take care of that portion then we could use that money Mr. Rodriguez- as long as we have the money Mr. Perez- my question to Anthony the existing light pole that we have out there, there is permit's for that already correct that pretty much what we would be avoiding going through the permit processes Mr. Sanchez-the lighting is not going to be better than what you were going to get but the only thing that the district is avoiding is the permitting process but as far as the lighting is not going to be the same Mr. Perez-being that the lighting is not going to be the same what is your satisfaction Mr. Sanchez- what he is proposing is not bad but it's just that it's not half of the watts that we were proposing and remember and Anthony is here you basically install bull horn lighting on a pole being kind of short basically what you are doing is your projecting the lighting straight to the playground you get blind when you use the height and the proper lighting the lighting instead of shooting the light is a conical shape and that's why the lights are rated so many watts and it gives you so many feet on each side or square footage that's the big difference on the first proposal and the second proposal I just want you to be aware of that its just cheaper lights what his proposing or whatever proposal he gave you guys we just want to pay for the bill Mr. Rodriguez- were going to use the existing pole so you're just going to put the bull horn on it are they going to use LED Mr. Zamora- yes Mr. Mireles- the reason were purposing the other ones is because ones is because I saw them were Miguel is doing his business and there bright there nice the higher they are the less chance the kids doing damage to them there higher that's why we were proposing that and they look a lot more better but that what was decided on the same pole and bull horn were willing to work with you guys but we like the other idea better but if you guys want to go with that will go with that Mr. Rodriguez- you could save money using that existing pole Mr. Mireles- the only thing that I'm not to satisfied with is with that if it's not enough lighting we could change it and that is another thing we would have to spend on Mr. Rodriguez- if we could check into what kind of lighting would be suitable for that area Mr. Zamora- he recommended that we used a bull horn that it's going to bring it up a couple of more feet and he recommended to go with the LED that the LED wouldn't shine that far the lights will be on a timer till eleven o'clock at night Mr. Sanchez- Anthony I don't know if you still have the original contract the proposal that was presented to the district it would be the exactly the same thing that his proposing I thought you would have that proposal already on hand in case they had questions or something so Mr. Rodriguez could have a idea of what lighting is proposing Mr. Hodges- 95 watt LED fixture with triple bull horn on exiting pole including wire time clock man lift breaker terminate and test prices 2,346 dollars total man lift and labor cost is 1,600 dollars total cost is 3,946 dollars and what there purposing the district to pay for would be retro fit for 4000 light to 95 watts for LED on tennis courts and disconnect so they cannot turn on and retro fit 400 watt lights to 95 watt LED to shine on basketball courts and retro one parking lot light pole light to 125 watt LED including all material labor and man lift to accomplish the project total material cost is 1,000 dollars total man lift and labor price is 800 dollars for a total cost to the district is 1,800 Mr. Sanchez- so he is purposing triple lights Mr. Hodges- triple bull horn Mr. Sanchez- that is half of what we were purposing Mr. Hodges- this proposal you don't have to worry about any prevailing wage because the labor cause is going to be low enough and the other proposal the prevailing wage may be something you would have to consider base in the amount of money that has to go into that project because it's a joint project between donations

and what the district is funding and its treated a little bit different than if it's just one donated project than if the district does something separate.

6. PUBLIC COMMENTS:

Jesus Alonso- I'm a resident from Lamont it's been a while since I been here one of the questions that I had since I was here was to keep track of the age and time people visit the pool and also keep track of the sale and were the cost are going the reason when the time to make that report it wasn't done and there was no information and that information to my understanding was to be used to optimize the availability and the activities of the pools what I'm wondering since that time since around two years ago has there been any attempts to keep track or keep data of the pools in order to optimize the pool usage that way we could have more activities for seniors and young people which is my ultimate goal Mr. Castrejon- for that reason we did tally the number of participant to the swimming pools the age we did not tally that Mr. Perez- I think it would be easier just to generalize it from 1-18 years old and 18 and older because I think the majority of the people that we served this summer are under the age of 18 when the pool manager came to do the report I remember that it was kids the majority were kids that took advantage of the pool this summer a couple of parents went to the area but not swimming that should give you a idea of the age range but we did have a approximation of the attendance numbers and that information we have it in the front office Mr. Cervantes- I could get it for you if you want Mr. Perez- that will be available to you in that same report it breaks down the cost were the money went and how it was used that is all in that report the only thing the age we didn't survey everyone Jesus Alonzo- what time were the pools use more and what time they had the least usage Mr. Perez- the break down on the time is going to be on the availability to it the pools were available in Arvin and not available in Lamont Monday here Tuesday there of vise versa and that really kind of seam to help us keep our cost under control but that information is also going to be available the time that we were open the days that we were available to the community for swimming they were open from 1 to 5 alternating days and we had swimming lessons in the morning and in the evening at both pools be sure to stop by our office or leave us an email were we could scan that over to you that is available and we were very satisfied with the report Jesus Alonzo- so this is the first year this was done Mrs. Cervantes- we always report how many participants we have but we had more of a brake down this year Mr. Perez- I think we had more data this year Mr. Rodriguez- when there is a public comment wouldn't it be more appropriate for the GM so that she can explain it to him rather than to have the board members is there a proper way to do it Mr. Hodges- technical you usually don't response to public comments there just public comments and you could address then at a later time any board member can address a public comment or they can say we would like to have the general manager address that comment Jorge Guillen- exactly a year ago tonight December 21,2016 we had a board meeting and under item 11.16 a year ago tonight it was discussed that there would be a purchase of a heavy duty volleyball net to be install her a Bear Mountain Park after discussion it was determine because there was no light such a thing wouldn't be possible and director Rodriguez said to hold off on getting that net till we fix the light and I'm bringing that up today for hopefully bringing a change of direction in the future of the district because its plainly obvious that we have a situation here to let the people from the community come in and ask for something and demand something and only then can the community get it and for too long it's been to long we got swings after ten years of not having swings from 2006-2016 in Weedpatch

that's two whole high school class from Arvin High some kids from Mira Monte some kids from Ridgeview that live in the are two generations of high school classes that don't know what a swing is they don't know yet what it is to have dad sit them on their lap and swing when I was a little kid I have memories of the old swing set and my dad when I was around four years old going to the top of the slide sliding down with my pops there's nothing like that for ten years in Weedpatch it doesn't exist the little kids have no idea that there are no swings there's little kids that ended up having a slide after who knows how long not having a slide and we changed that and that is the benefit of having somebody that actually cares as part of the administration and the board I know everybody here is trying to do the best thing possible but the thing is I don't have to go past farther than the swing I could say the lights I could say the courts I could say anything but why does it take the people to come out here to say anything for everything to be okay and it's not a culture problem cause I know we got dirty politicians stealing money I know we got dirty politicians doing all sorts of things here locally in our neighborhood and all across that has nothing to do with what's going in here we got a culture problem and its within here and if we don't change it here I don't know what were suppose to be doing anymore just think of the community when you guys make any decisions because we're just tire of just the cheapest thing just being possible Mr. Rodriguez- this is one of the reasons why we form these committees so we could start looking into the places that you were talking about I know that I'm in some of the committees and we talk and we have the five year plan but you guys have to remember we are in a tight budget were looking in different places and doing things that are needed right away, the Weedpatch park there needs to be more lighting and the playground for the kids over there but why wasn't it done in the past I can't answer that question but it should have been done but now we have a new board here were getting everything on track and putting people in the right places to bring these decisions to the board our attorney is keeping us informed of our new laws and everything were working on this kind of stuff it's going to take some time myself I'm going to be here until I can't walk through those doors anymore because I want to see these things get done but it's also going to take some money this stuff can't be done overnight Jorge Guillen- I understand that but were literally at a point now that's no longer a expectable excuse were beyond the point in 2006 there's no swings we go ten more years with no swings one the two little ones were recently replaced we wrote the grant we got the grant we got the swings I came to you guys July there's no swings somebody stole the swings the swing still hasn't been replaced if money is the issue is fine we could say something we could do something but the thing is that the people in charge the people getting paid salary that are under contract are not living up to what the community needs and if we don't have money that's fine just come out and say we don't have any money we need help and at that point we could step up but the need is still there it shouldn't take ten years to replace swings.

- 7. ORAL COMMUNICATIONS: None
- 8. WRITTEN COMMUNICATIONS: None
- 9. CONSENT AGENDA:

MOTION Mr. Rodriguez moved Mrs. Villanueva second to approve items 9.1, 9.2 and 9.3. Motion passed 4 ayes, 0 noes, and 1 absent.

10. DISTRICT CLOSED SESSION:

MOTION Mr. Rodriguez moved Mr. Perez second to approve to go into District Closed Session at 7:16pm. Motion passed 4 ayes, 0 noes, and 1 absent.

We are back in session the Bear Mountain Recreation the day is Thursday, December 21, 2017 time is 7:49pm were are back from district close session item 10.1 Public Employee Performance Evaluation (54957)- Title: General Manager this item has been table for January 11, at a special meeting.

11. DEPARTMENT REPORTS:

General Manager Report:

- Maintenance- Mr. Zamora- Medrano roofing are currently repairing our roof they should be done by mid next week, the maintenance truck we already order it there suppose to be building it the end of February and by mid March it should be at the Mojave lot, the trees for the park I meet with a local owner from the Lamont nursery and his willing to work with us on the prices on the trees and he said he would even donate a couple of trees to us, I meet with the committee about the lighting Mr. Rodriguez- I notice that they fixed that water leak at that water meter the City Mr. Zamora- yes they got out there and repaired it Mr. Rodriguez- how about the termite at the Arvin Pool you're going to put it on your schedule Mr. Zamora- I wanted the poison do its job will give it around another month before we do the repairs, will do the repairs our self Mr. Rodriguez- have we have found anything about the landscaping that the city kind of damaged on our side Mr. Hodges- I haven't found anything about it we have to conduct a survey to determine were the property boundaries even are and I'm not capable of conducting that survey to determine were those boundaries are we either have to go to the City of Arvin and have them show us and hopefully there accurate records Mr. Rodriguez- maybe Mrs. Cervantes and Anthony can get together with someone from the City of Arvin Mr. Hodges- I'm sure the planning department of the city would have something on file that shows the boundary lines I just don't know how specific, I don't know how to read those is what I'm saying Mr. Rodriguez- I think the starting point would be for our staff check with the city and what information you could bring back to us, because there are some sprinklers in our property that need to be repaired Mr. Hodges- we should put in a government claim with the City of Arvin, have the maintenance manager get you guys the boundary lines and then determine how much property was actually taken what is it going to cost to repair that property and that is the starting point for this Mr. Zamora- and if there okay on that we just go in and fill it and level it.
- 11.2 Recreation- Mrs. Cervantes- we had our thank you dinner we had around 60 people that attended it was good we had a good turnout Mr. Rodriguez was there and Mr. Perez helped and Mr. Perez dad helped we had a lot left over not really because everyone took some home so Mr. Castrejon also showed up for a little while it was a good turn out the recreation coordinator did both Christmas Parades Arvin and Lamont that was a good turnout we had the kids involved in the Lamont and Arvin Parade, were announcing the

polar bear plunge will see if anyone shows up on January 1st to jump in the pool flyers have been posted and we already have the waiver and release form ready Mr. Perez- the Lamont parade in contrast to the year prior to this it was noticeable that there was more volunteers involve there was some coaches out there and the whole vibe was just different than the year before, as far as the thank you dinner on thing is to cook it another thing is to prepare it I think for me to see my dad prepare it that was the secret behind it Mr. Rodriguez- the Reed family is no longer going to have the newspaper so were going to find some ways to get stuff out to the public of what happening Mrs. Cervantes- they send us a link because we tried to post the Polar Bear Plunge and they said they were out of business, also the parks and recreation leader has been hired we only had to applicants and we hired one of them.

12. CALENDAR OF EVENTS:

- 12.1 Committee Meetings- None
- 12.2 Events-Schedule for David Head Center- Mrs. Cervantes- FIELD is going to be using the David Head Center for two weeks for classes Mr. Castrejon- are they going to be using the Senior Center Mrs. Cervantes- no because they want to use it in the morning and in the evening Mr. Perez- for these many days was there a contract brought up Mrs. Cervantes- they just filled out the regular contract and put the dates there Mr. Perez- is that going to affect us on the 11th Mrs. Cervantes- it's up to you guys but there not loud
- 12.3 Events- Senior Center

MOTION Mr. Perez moved Mr. Rodriguez second to approve items 12.2 and 12.3. Motion passed 4 ayes, 0 noes, and 1 absent.

13. DISTRICT BOARD MATTERS:

13.1 Discussion and Potential Action- Comite Progress de Lamont approval of proposal for the lighting project and direct and District Attorney District Manager to move forward with the MOU and any necessary documentation.

Mr. Castrejon- which lights are they going to work on at the tennis courts Mr. Zamorathat would be the second page the four light that are in use at the tennis courts the reason they are in wear spots is because those were the only ones that worked when we went to put bolts in them we could spot the m were ever we want them and he said he would disconnect the remainder of the lights they would just be discounted from the bottom and whatever we decide to do the electrician could connect at the bottom of the pole Mr. Perez- the budgeted funds that we had it will cover it Mrs. Cervantes- yes it will cover we had budgeted 3,900 for this and its going to be less we could even add a couple of lights if we decided to Mr. Perez- when the electrician was out did you ask why the other lights didn't work Mr. Zamora- the poles are so old that they just gave out Mr. Hodges- why are you lighting the tennis court if nobody uses it Mr. Zamora- the kids do use it Mr. Hodges- its unsafe to use so why would you light something that is unsafe to use you would be

drawing attention to something that is unsafe I heard that is unsafe for kids to be running around because there is cracked concrete it's not leveled Mr. Castrejon- then we would have to replace it Mr. Hodges- I'm just asking we've heard that is unsafe why would we be drawing attention to it and right now it doesn't get use that often Mr. Zamora- they use it every day there's ladies that go out there walk around it Mr. Perez-there's people that kick the ball in there kind of like indoor soccer because of the lighting in there Mr. Castrejon- we could look into prices to repair that Mr. Zamora- I got prices on that but I didn't bring them with me Mrs. Cervantes- will bring them for the next board meeting its around 40,000 for a complete resurface Mrs. Villanueva- this price that they are giving is for doing both jobs Mrs. Cervantes- there are two prices there for 3,946 for the pole by the playground and that's what they are paying and the one for 1,800 is for the seven lights that are going to be replaced and that's what we are paying that would be less than we were originally going to pay to pay that pole Mr. Villanueva- my last question is Mr. Rodriguez had asked about the insurance are they okay with the job getting done Mrs. Cervantes- yes because we're not doing it like we were going to do it originally we changed it for that reason Mr. Castrejon- I agree I'm for it I don't know what you guys have in mind Mr. Perez- the only comment that I have In situations like this whenever we get quotes the first question is do we pay for the quote Mr. Zamora- no Mr. Perez- the next comment with that is let's get three quotes Mrs. Cervantes- we did this was the cheapest Mr. Hodges- you have a whole purchasing policy that that you guys have approve that they follow Mrs. Cervantes- and we presented them to the budget committee we went over the estimates and we decided which ones we were going to do because they were the cheapest Mrs. Villanueva- If we had someone that wanted to donate something do we need a contractor or could it be any individual Mr. Hodges- to do the work you need a license that carries their own insurance, If someone would want to come out and prepare a fence something were just a handy man could get hired to do that, that you would not need a contractor you can't provide a answer to your question generally it's going to be job specific, If that situation arises come talk to me I'll tell you yes It's legal or no its not legal Mr. Castrejon- for volunteer work I don't think there's nay restrictions Mr. Hodges- to a certain extent Mr. Perez- for the matter for 13.1 we have the managers recommendation because we have two proposals Mrs. Cervantes- I think we should go with the second proposal I think it's going to benefit the district better and were going to get additional lighting were we don't have it with the money we were going to originally use for the light pole over here I think it makes more sense Mr. Castrejon- do we have a motion to approve the proposal for the lighting project and direct the district attorney and the district manager to move forward with the MOU and necessary documentation.

MOTION

Mr. Rodriguez moved Mr. Perez second to approve the proposal for the lighting project and direct District Attorney and District Manager to move forward with the MOU and any necessary documentation. Motion passed 4 ayes, 0 noes, and 1 absent.

13.2 Discussion – Suggestion box for the public form and policy and procedures.

Mr. Castrejon- Legal counsel provided a form to us for us to have a chance to review it do you guys want to adopt this tonight move to approve or have some time to look it over and take action next month Mr. Mr. Rodriguez- I read it looks good but I have some questions on the prevent actions I think something like that should be brought to the GM to discuss it and they will make a decision on it and the other on is improve the quality of the parks to me that falls to the GM some fall within both the GM and supervisor and saving time I don't know what that would mean Mr. Hodges- I just tried to make as many boxes as could possibly be in to address your point Bob as who should be responding to these things under section eight procedure of the policy and procedures regarding the community suggestions a drafted feedback should be in writing it could be lodged using a community suggested form which is this form verbal feedback could also be provided also by contacting the District Manager or the board of directors or any other staff member in such cases the feedback would be recorded other by the district manager the employee the board member on one of these forms so you guys are able to track every single comment that your provided all the feedback whether it is verbal or if the person actually fills this form out if its verbal that employee will then fill this out so we could keep a record of it and then also in this procedure I put a response to the costumer I put them a customer because that's essentially what they are there the district customers were feedback is submitted were giving the district manager sixty days to provide a response on that unless the response is going to require board approval and there is language in here if the response requires board approval the response will come after either the board response or disapproves providing response so the district manager isn't over stepping beyond over were you guys are if she's got a question about I don't think I should be making this response without your approval she's going to come to you first also there's going to be a monthly reporting requirement by the district manager a summary of these suggestions that came in as well as every sixty days and the responses that she provided it will take some time but shell eventually have them also on here if the person would like a written response to them will send it to them they will just give us their name and email and we will send them there response all the suggestion will be kept because they will be public records so people can request them Mr. Castrejon- If we do vote on this tonight just remember we could always amend it Mr. Perez- we're is this going to be located Mrs. Cervantes- I think the suggestion box should be somewhere in the lobby somewhere that is locked Mr. Hodges- the policy and procedure also requires that the district post this on line so people will be able to get it on line also this policy and procedure if you look in the website from the district if you click on the contact dust button is got a spot where you could submit a email so this policy allows people to submit comments through that system as well it directs them how to get there so this should be posted on line as well as this so that everybody knows what the suggestion policies are how they can make suggestions and how they're going to get responses and what the time line is

MOTION Mr. Rodriguez moved Mrs. Villanueva second to approve policy and procedures for responding to the public's suggestions. Motion passed 4 ayes, 0 noes, and 1 absent.

13.3 Discussion and Potential Action- Resolution No. 2017-02 Property Tax Advance Mrs. Cervantes- this is our second resolution for the property tax advance that we get every year we get our property tax in December then we have to pay back our loan that we got in July, August so then we get money to cover the loan that we paid off.

MOTION Mr. Rodriguez moved Mrs. Villanueva second to approve Resolution No. 2017-02 Property Tax Advance in the amount of \$200,000.00 FY 2017-18. Motion passed 4 ayes, 0 noes, and 1 absent.

13.4 Discussion and Potential Action- 2018 Holiday Schedule

MOTION Mr. Rodriguez moved Mr. Perez second to approve the 2018 Holiday Schedule. Motion passed 4 ayes, 0 noes, and 1 absent.

13.5 Discussion- Board of Directors Re-Organization

Mrs. Cervantes- at the end of the year you guys start looking who is going to be chairman vice chairman for next year so I just gave you this so you guys could start thinking what you guys are going to do for next year and maybe we could table this item next month maybe we could chose our new chairmen if there is a new chairmen whatever you guys decide to do so you guys could start thinking about it Mr. Castrejon- I was going to say if we keep it the same I don't know what you guys think but If I do move from chairmen I think Mr. Perez would be good Mr. Rodriguez- usually that's the way it works the vice chairman gets the presentence.

13.6 Discussion- 2018 Committees

Mr. Castrejon- I think if you guys are comfortable were you guys are at or if you guys want to move around usually they ask the chairmen to appoint put I fill more comfortable hearing from you guys were you guys want to be at than just appointing Mr. Rodriguez- I personally think since the committee we have right now is already involved in these projects we should just leave it just like it is I don't have any problem doing it that way Mrs. Cervantes- you guys can decide tonight if that's what you guys want Mr. Castrejon-will table it Mr. Perez- yes because Donny is not here Mr. Perez- I was just wanted to comment on Bob's knowledge and expertise on maintenance and not have him in that area if he would be interested in that Mr. Castrejon- will table this item for next month.

14. FINANCIAL REPORTS:

14.1 Review of District's Financial Accounts- Action

Mrs. Cervantes- in our County Treasure we have 69,000 in our Bank of America we have 26,000 in the Community Trust Bank we have we are already working on the roof were probably writing them a check to the when there done from the Community Trust Bank and we already order the truck also so it should already get here in March.

MOTION Mr. Rodriguez moved Mrs. Villanueva second to approve Financial Reports. Motion passed 4 ayes, 0 noes, and 1 absent.

15. **DIRECTORS TIME:**

Mrs. Villanueva- thank you for being here goodnight Merry Christmas and Happy New Year everyone.

Mr. Rodriguez- thank you everyone for being here and staying here after close session thank you to our staff interpreter and our attorney and everyone have a good Christmas and New Year. Mr. Perez-I want to wish everybody Happy Holidays just looking back with all the changes that took place this year with Mr. Hodges all the promotions that took places within the staff and the General manager and the new pool manager and everything I've seen a improvement the very least to say I have seen a improvement and I think we're doing a great job reflecting this past year and it's only going to get better were all getting better every time a item comes up were getting more efficient and its part of the whole team and the community thank you guys. Mr. Castrejon- this concludes our last meeting for the year and I'm thankful for every one of you guys and God for giving us the time to work on issues here in the district is not just here in Lamont and Arvin is a small district one step is better than any and I want to wish you guys a Merry Christmas and New Year to you and your family wish you the best and I also wanted to bring to attention that we need to schedule the special meeting on the January 11th and on the January 5th steering committee to do a graffiti cleanup AMERICORPS volunteered it's going to be on the holiday the January 15th I wanted to meet on the parking lot General Services of Kern County is donating all the supplies

16. ADJOURNMENT

MOTION Mr. Rodriguez moved Mrs. Villanueva second to Adjourn the meeting at 8:54pm. Motion passed 4 ayes, 0 noes, and 1 absent.