

**EL DORADO HILLS COMMUNITY SERVICES DISTRICT
BOARD OF DIRECTORS REGULAR MEETING**

May 12, 2005

MINUTES

CALL TO ORDER

President Joe Chinn brought the regular meeting to order on Thursday, May 12, 2005, at 7:02 p.m. Directors Larry Brilliant, Justin Masters David Trapani and Constance Wyatt were in attendance. Also present were General Manager Wayne Lowery, Assistant General Manager Sandi Kukkola and Parks Supervisor Ed Lenger, Planning Assistant Kristie Downey. Approximately 12 members of the public were present.

Adoption of Agenda

Motion No. 1. Director Brilliant moved and Director Wyatt seconded the motion to approve the agenda including moving item 18 to the consent calendar. Motion carried 5-0.

PRESENTATIONS & ANNOUNCEMENTS

Bike Commute Week – Kristie Downey, Planning Assistant gave an overview of the upcoming Bike Commute Week highlighting two energizer stations on Friday, May 20 from 7:00 am to 9:00 am at the Cornerstone Church on El Dorado Hills Blvd. and the Purple Place on Green Valley Road.

COMMUNITY COMMENT

None

REVIEW OF WRITTEN COMMUNICATIONS

None

COMMUNITY SERVICES DISTRICT CALENDAR

- 1. May/June 2005 Calendar of District Events and Activities. (S. Kukkola)**
The General Manager reviewed upcoming meetings and events including Bertelsen Park and Murray Homestead Park dedications on Saturday May 14; the first concert of the summer concert series on Friday May 20; and community clean up day on Saturday May 21.

CONSENT CALENDAR

Motion No. 2 Director Masters moved and Director Brilliant seconded the motion to approve Consent Calendar Items: 2) Minutes of April 14 and May 3, 2005; 3) Finance Report for March 31,2005; 4) Cash Disbursements through

April 20, 2005; 5) March 31, 2005 Treasurers Report; 7) Purchasing and Expense Policy update; 8) Audit services for 2005 fiscal year; 9) Annual Report of the Incorporation Trust Fund through May 5, 2005; 10) Maintenance contracts for painting projects; 12) MOU for Bass Lake Park and Recreation Site; 13) Third and Final for John Grundman; 18) Resolution 2005-XX accepting, filing and approving Preliminary Engineer's report for budgets and assessments for the Landscaping and Lighting Assessment District for FY 2005-06 and setting a Public Hearing for June 9, 2005 on the FY 2005-06 annual assessments; with the exception of items 6) Policy 3150 approving change orders for construction contracts and 11) contract for Recreation Facilities Master Plan. Motion carried 5-0.

GENERAL BUSINESS

9. Review items pulled from Consent Calendar for action
6. Approve Policy 3150, Authorize to Procure, Authorize and Execute Changes to Awarded Construction Contracts.

Motion No. 3. Director Masters moved and Director Chinn seconded the motion to Approve Policy 3150, Authorize to Procure, Authorize and Execute Changes to Awarded Construction Contracts amended to include within the policy to report all change orders to the Board. Motion carried 5-0.

11. Approve and Authorize General Manager to execute a contract with Moore, Iacofano, Goltsman, Inc. (MIG) to update the District's Recreation Facilities Master Plan in the amount not to exceed \$200,000.

Motion No. 4. Director Brilliant moved and Director Masters seconded the motion to Approve and Authorize General Manager to execute a contract with Moore, Iacofano, Goltsman, Inc. (MIG) to update the District's Recreation Facilities Master Plan in the amount not to exceed \$200,000. Motion Carried 5-0.

15. Review results of the United States Environmental Protection Agency May 2005 report: "Preliminary Assessment & Site Inspection Report, El Dorado Hills Naturally Occurring Asbestos Multimedia Exposure Assessment," District's current Best Practices program for maintenance and operation of areas containing naturally occurring asbestos (NOA), and proposals for capital projects in the El Dorado Hills Community Park to address mitigating potential exposure to NOA by park patrons and to take action accordingly.

General Manager Lowery presented a draft Asbestos Mitigation Action Plan to the Board that provided background on Naturally Occurring Asbestos (NOA) in El Dorado Hills and a plan to mitigate NOA in the Community Park. After several members of the public provided input including commending the District for being proactive, suggesting the south ball field dirt area be closed to little league, and concerns with escalating costs of mitigation the Board discussed additional options such as covering the infield with tarps; options to removing the existing soil and

installing artificial turf; and conducting additional soil testing. Director Brilliant suggested the district use AHERA standards in the mitigation plan.

Motion No. 5. Director Chin moved and Director Masters seconded the motion to approve staff Recommendations No. 2 work with legal counsel to prepare language and post signs in the community park noting the presence of naturally occurring asbestos; No. 3 provide naturally occurring asbestos training for staff and develop best practices for park maintenance; No. 4 obtain proposals for paving the New York Creek trail in the community park; and No. 7 prepare construction drawings and specification to replace existing wood and sand material under the community park play equipment. In addition close and cover the south ball field infield material. Motion carried 5-0.

The Board directed staff to (1) prepare and submit an application for the U.S. E.P.A. CARE grant due next Friday, May 20; (2) prepare and submit a press releases to explain board actions related to asbestos;(3) update the web site; and (4) Procure a certified consultant to draft a mitigation plan for the district.

16. Waive second reading, read by title only, and approve proposed policy prohibiting the use of hazardous materials in park construction.

Motion No. 6. Director Masters moved and Director Brilliant seconded the motion to waive second reading, read by title only, and approve proposed policy prohibiting the use of hazardous materials in park construction changing >.1% to “California State Standards”. Motion carried 5-0.

17. Amend authorized funding for installation of a temporary modular office in the Community Park.

No Action

19. Approve El Dorado County Agreement Pertaining to the Collection of Park and Recreation Fees.

Motion No. 7. Director Masters moved and Director Brilliant seconded the motion to approve El Dorado County Agreement pertaining to the Collection of Park and Recreation Fees. Motion carried 5-0.

GENERAL MANAGER REPORTS

General Manager Lowery reported the District won the lawsuit filed by CORD regarding the Promontory Community Park Site.

BOARD OF DIRECTORS COMMENTS & FUTURE AGENDA ITEMS

Director Masters asked if residents could cut the ribbon at the Bertelsen Park Dedication.

Administration Finance Committee is delayed one week until June 2, 2005.

Prepare two press releases: (1) CORD suit results; (2) Asbestos action

CLOSED SESSION

President Chinn asked if there were public comments on closed session items. No public comment. Chinn closed the public session and entered closed session

20. Closed session is authorized by the California Government Code

20.1 §54956.9, Conference with legal counsel regarding pending litigation in the case of Citizens Organization for Responsible Development v. El Dorado Hills Community Services District.

20.2 §54956.9, Conference with legal counsel regarding potential litigation. (One Case)

20.3 §54957.6(a), conference with labor negotiator regarding the salaries, salary schedules or compensation paid in the form of fringe benefits of its employees represented by the El Dorado Hills Community Services District Employees Association Local No. 1 and all unrepresented employees.

20.4 §54957, regarding the appointment, employment, evaluation of performance, or dismissal of an employee. Position: General Manager.

President Chinn re-opened the Regular Meeting and reported that the Board took no action.

Adjournment

President Chinn adjourned the meeting at approximately 10:30 p.m.

APPROVED: _____ DATE: _____
Joseph J. Chinn, President
EDHCSD Board of Directors

ATTEST: _____ DATE: _____
Wayne A. Lowery, General Manager
Secretary to the Board Of Director