



Justin Masters, President

Larry Brilliant, Vice President
Joe Chinn, Director

David Trapani, Director
Constance Wyatt, Director

Board of Directors Regular Meeting

Thursday, February 9, 2006
7:00 pm

1021 Harvard Way
El Dorado Hills, CA 95762
916/933-6624

Agenda

Call to Order

- Pledge of Allegiance
- Roll Call
- Adoption of Agenda¹

Presentations & Announcements

1. Jennifer Bailey, Network Environmental Services (NES), reporting results of recent tests for naturally occurring asbestos in the Community Park.
2. Vicki Barber, Superintendent of the El Dorado County Office of Education, presentation of report by R.J. Lee Company's analysis of the U.S. Environmental Protection Agency analysis of naturally occurring asbestos in El Dorado Hills.

¹**Adoption of Agenda:** *This agenda may be amended up to 72 hours (7:00 p.m. Monday) prior to the meeting being held. An AGENDA in FINAL FORM is located in the kiosk in front of the District Office as well as each of the El Dorado Hills Fire Stations. Additionally, a copy of the FINAL AGENDA is available on the District's website at www.edhcsd.org. Support material is available for public inspection at the receptionist counter in the District Office. Sessions of the Board of Directors may be recorded and members of the audience are asked to step to the microphone and give their name and address before addressing the Board. For anyone having difficulty hearing, listening assistance headphones are available from the Board clerk.*

3. Jose Henriquez, Executive Officer, El Dorado Local Agency Formation Commission (LAFCo), introductions.
4. Clay Heil, 3757 Mossridge Way, concern with overuse of Kalithea Park and impact of park activities on surrounding neighbors.

Community Comment²

Review of Written Communications

5. None received.

Community Services District Calendar

6. February-March 2006 Calendar of District Events and Activities. (*S. Kukkola*)

Consent Calendar³

7. Approve the minutes of January 12 & 19, 2006 meetings. (*S. Kukkola*)
RECOMMENDED ACTION: Approve
8. Ratify Cash Disbursements through January 31, 2006. (*G. Albaugh*)
RECOMMENDED ACTION: Approve.
9. Approve Finance Report for November 30, 2005. (*G. Albaugh*)
RECOMMENDED ACTION: Approve.
10. Approve Resolution 2006-07 Approving the FY 2006-07 Contract with Shilts Consultants, Inc. in the Amount of \$18,815 and up to \$850 for Customary Out-of-Pocket Expenses to Prepare the Annual Engineer's Report for the Landscaping and Lighting Districts and CC&R Assessments. (*G. Albaugh*)
RECOMMENDED ACTION: Approve.
11. Approve Resolution No. 2006-08 Amending Resolution 2005-31 Establishing Board Stipend and Travel Reimbursement Policy. (*W. Lowery*)
RECOMMENDED ACTION: Approve
12. Approve \$1,000 from Administration Department Professional Services Account for sharing costs with El Dorado County Office of Education; El Dorado Irrigation District and County of El Dorado for consultant Wayne Berman to provide an independent analysis of

² **Community Comments:** At this time, members of the public may address the Board of Directors regarding any items within the subject matter jurisdiction of the Board, provided that NO action may be taken on items not on the agenda unless authorized by law. Comments shall be limited to three minutes per person and an overall time limit of 20 minutes.

³ **Consent Calendar:** All matters on the Consent Calendar are to be approved by one motion unless a Board member requests separate action on a specific item. Members of the audience who wish to address any item on the Consent Calendar should do so before Board action is taken.

the R. J. Lee review the U.S. Environmental Protection Agency report on naturally occurring asbestos in El Dorado Hills. (*W. Lowery*)

RECOMMENDED ACTION: Approve

13. Receive and file summary of the CC&R Enforcement activity for calendar year 2005. (*S. Kukkola*)

RECOMMENDED ACTION: Approve

14. Board's CC&R Committee (Brilliant/Masters) recommending reappointment of two standing members of the Design Review Committee for second terms: Haberman and Diebels. (*S. Kukkola*)

RECOMMENDED ACTION: Approve

15. CC&R Citizen Advisory Committee recommending board approve third and final notice for non compliance for (*S. Kukkola*):

Owner: Darlene Bowser and Robin Hoagland

Address: 2944 Springburn Drive

Village: Stonegate Village Unit1, Lot 24, APN 112-402-141

Violation: Construction of a large above ground pool and deck without Design Review approval.

RECOMMENDED ACTION: Approve

General Business

16. Review items pulled from Consent Calendar for action. (*President Masters*)

17. Waive second reading and approve CC&R policy and guidelines establishing criteria for determining harmony and conformity when approving roofing materials in the design review process.

[**Note:** Board's CC&R Committee (Brilliant/Masters) recommends board receive public comments, continue action to March regular board meeting, and refer policy to the Board's CC&R Committee for review and comment.] (*First reading, January 12, 2006, Agenda Item No. 15; W. Lowery*)

18. President Masters recommending reconsideration of Board's January 12, 2006 deadlock position which denied the Muriel Crouse, 1055 St. Andrews Drive (Stonegate Village), appeal of CC&R Design Review Committee denial of application to install Gerard Shakes roofing material.

- a. If Item No. 18, above, is approved then reconsider: Muriel Crouse, 1055 St. Andrews Drive (Stonegate Village), appeal of CC&R Design Review Committee denial of application to install Gerard Shakes (**stone-coated steel**) roofing material. (*Continued October 13, 2005, Agenda Item No. 20 and November 29, 2006 Agenda Item No. 2; denied January 12, 2006, Agenda Item No. 16; W. Lowery*)

19. **Public Hearing:** Hold Public Hearing and adopt Resolution No. 2006-09 accepting the final engineer's report, establishing the Blackstone Landscape and Lighting Assessment District #28 and directing auditor of El Dorado County To levy and collect assessments for Fiscal Year 2006-2007. (*D. Hillyer*)
20. Fiscal year 2005-06 midyear budget review and approval of recommended changes for balance of year. (*W. Lowery*)
21. Approve low bids on the following construction projects (*K. Oakley*):
 - a. Approve proposal by River City Painting, in the amount of \$76,543 for the Community Park Pavilion renovation project according to plans and specifications prepared by E.M. Kado Associates, AIA, Inc. dated December 14, 2005 and authorize a 10% project contingency of \$7,654.
 - b. Reject all bids for The Community Park Playground Renovation Project and suspend construction of project indefinitely.
 - c. Accept low bid proposed by Hemington Landscape Services Inc. in the amount of \$6,323,969 for the Promontory Community Park Phase I project according to plans and specifications prepared by Stantec Consulting Group, dated December 7, 2005, contingent on securing Board approved alternate funding for project by March 31, 2006 (60 days) and authorize a 10% project contingency of \$632,397.
22. Approve 2005 Community Service Awards. (*S. Kukkola*)
23. Discuss and provide direction to staff to develop an information sign in the Community Park at the corner of Harvard Way and El Dorado Hills Boulevard. (*W. Lowery*)

Board Committee Reports

24. Approve director meetings, training programs and events.
25. Reports of committees:
 - a. Administration & Finance (Brilliant/Chinn; January 5 & 23, 2006)
 - b. Utilities Committee (Brilliant/Trapani; January 18, 2006)
 - c. Parks & Recreation (Masters/Trapani; January 24, 2006)
 - d. CC&R Committee (Brilliant/Masters); February 1, 2006)

General Manager Reports (*W. Lowery*)

Board of Directors Comments & Future Agenda Items

Closed Session⁴

26. Closed session under California Government Code §54956.9, conference with legal counsel regarding anticipated litigation in the three cases:

⁴ Closed Sessions may be called as necessary for personnel, litigation, and labor relations or to meet the negotiator prior to the purchase, sale, exchange or lease of real property.

- a. El Dorado Hills Community Services District v. James and Irma Lyons;
 - b. El Dorado Hills Community Services District v. Jim Kay-Ping Chu and Richard Kudo;
 - c. El Dorado Hills Community Services District v. John Grundman.
27. Closed session under California Government Code §54957, regarding the appointment, employment, evaluation of performance, or dismissal of an employee. Position: General Manager.

Late Additions

28. Local Agency Formation Commission (LAFCo) soliciting nominations for Alternate Special District Commissioner. Nominations are due by March 17, 2006 and nominees must be a member of a governing board of an independent special district within El Dorado County. Selected Commissioner serves balance of current vacancy until January 2007.

Adjournment

ADA COMPLIANCE STATEMENT

In compliance with the Americans with Disabilities Act, if you need special assistance or materials to participate in this meeting, please contact the District Office at 916/933-6624 or edhcsd@eldoradohillscsd.org. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting and agenda materials.