

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

May 11, 2006

MINUTES

CALL TO ORDER

President Justin Masters brought the regular meeting to order on Thursday, May 11, 2006, at 7:03 p.m. Director Joe Chinn, Director Larry Brilliant, and Director David Trapani were present. Director Constance Wyatt was absent. Also present were General Manager Wayne Lowery, Assistant General Manager Sandi Kukkola, Executive Assistant Charlene Ambrose, Director of Parks Kent Oakley, and Director of Planning Dianna Hillyer. General Counsel Jackie McHaney was present. Approximately 11 members of the public were present.

ADOPTION OF AGENDA

General Manager Lowery reported an agenda error on item 14; two replacement resolutions were handed out for resolution 2006-13 and for 2006-14. Oakley provided a handout on the Teen Center/Skate Park project site visit pre-meeting. Lowery also stated that due to illness in the family of the representative from Morrison Homes, item 22 needs to be postponed to the June 8, 2006 Regular Board Meeting.

Motion No. 1. Director Brilliant moved and Director Trapani seconded the motion to adopt the agenda with changes requested by GM Lowery. Motion carried 4-0-1 (Wyatt absent).

PRESENTATIONS & ANNOUNCEMENTS

- 1. Buzz Nunn, El Dorado Hills Vision Coalition: Update on Coalition activities including Federal grant status.**

Mr. Nunn showed a video, introduced the new Vision Coalition President Hal Nelson, who was formerly the Manager of the City of Paradise and provided an update on the Coalition activities.

COMMUNITY COMMENT

None

REVIEW OF WRITTEN COMMUNICATIONS

- 2. Patricia Bustos-Robinson, Director of Government Affairs, Comcast Cable, letter dated April 20, 2006: Programming additions.**

3. **Patricia Bustos-Robinson, Director of Government Affairs, Comcast Cable, letter dated April 20, 2006: Programming changes/additions.**
4. **Patricia Bustos-Robinson, Director of Government Affairs, Comcast Cable, letter dated April 28, 2006: Price adjustments.**

The written communication was received and filed.

COMMUNITY SERVICES DISTRICT CALENDAR

5. **May – June 2006 Calendar of District Events and Activities.**

Lowery reviewed key events such as Bike Commute Day, Summer Concert – AZUAR and Community Cleanup Day.

CONSENT CALENDAR

Items 18 and 19 were pulled from the consent calendar.

- Motion No. 2. Director Brilliant moved and Director Chinn seconded the motion to approve Consent Calendar Items remaining:**

6) Approve the minutes of April 20 & 27, 2006 meetings; 7) Ratify Cash Disbursements through April 30, 2006; 8) Approve Finance Report for March 31, 2006; 9) Approve Treasury Report for the March 31, 2006; 10) Receive and file the annual El Dorado Hills Incorporation Exploratory Trust report; 11) Adopt Resolution 2006-15 accepting, filing and approving Preliminary Engineer's report for budgets and assessments for the Landscaping and Lighting Assessment District for FY 2006-07 and setting a Public Hearing for June 8, 2006 on the FY 2006-07 annual assessments; 12) Approval of upcoming committee meetings and reports of committees; 13) Administration & Finance Committee (Brilliant/Chinn) recommending denial of request to extend current board member benefits to former board members; 14) Adopt Resolution 2006-14 accepting the tax increment distribution for Bell Woods II Reorganization to El Dorado Hills Community Services District, LAFCO Project # 06-01; 15) Parks & Planning Committee (Masters/Trapani) recommending approval of the conceptual design and new location for the Peter Bertelsen Memorial located in Bertelsen Park and authorize the General Manager to prepare and execute an agreement with the El Dorado Hills Fire Department for construction of the new memorial; 16) Approval to purchase a 2-inch water meter for the Promontory Community Park landscaping in the amount of \$64,090 from El Dorado Irrigation District; 17) Approval to purchase a 2-inch water meter for the Promontory Community Park restroom and

Maintenance Buildings in the amount of \$94,306 from El Dorado Irrigation District. Motion carried 4-0-1 (Wyatt absent).

GENERAL BUSINESS

20. Review items pulled from Consent Calendar for action.

- 18) Approve the CC&R enforcement priority list and authorize the CC&R Compliance Officer/CC&R Manager to utilize the CC&R enforcement priority list in seeking compliance.**

Director Trapani pulled this item, as he desires the wording to be as clear as possible.

Motion No. 3. Director Masters moved and Director Trapani seconded the motion to adopt the CC&R enforcement priority list with item 7 pulled and renumbering 8 and 9. Motion carried 4-0-1 (Wyatt absent).

- 19) CC&R Citizen Advisory Committee recommending board approve third and final notice for non compliance for Catherine Wheat, 1242 Busselton Way, Stonegate Village Unit 6, Lot 397; APN: 112 591 091 for not maintaining the appearance of the front yard, which includes weed abatement, reseeding, watering and fertilizing of the front yard lawn.**

Director Trapani pulled this item as in viewing the history of the correspondence on the case it revealed only one notice regarding the crack in the driveway. He questioned whether one notice is enough to pursue a 3rd and final notice, particularly that the notice was about the crack in the driveway rather than the condition of the lawn.

Public comment was invited. Fred St. Jean, Saint Andrews Village, commented that 3 out of 4 driveways in Saint Andrews Village have cracks, and being a former concrete contractor, concrete cracks.

Lowery recommends approval of the recommendation without the concrete crack issue.

(approximately 7:50 p.m. General Counsel Jackie McHaney arrived)

**Motion No. 4. President Masters moved and Director Brilliant seconded the motion to approve CC&R Citizen Advisory Committee recommendation of third and final notice for con compliance for
Owner: Catherine Wheat
Address: 1242 Busselton Way
Village: Stonegate Village Unit 6, Lot 397; APN: 112 591 091
Violation: Not maintaining the appearance of the front yard, which includes weed abatement, reseeding, watering, and fertilizing of the front yard lawn.
Motion carried 4-0-1 (Wyatt absent).**

21. Adopt Resolution 2006-13 approving the Assignment of the Collection Franchise Agreement dated December 8, 1994 and amended February 21, 2003 from USA Waste of California, Inc. to Waste Connections of California, Inc., and further to waive the 90-day notice period.

Lowery opened the topic and relayed that President Masters provided a report in item 12 of the board package on the subject. Ron Mittelstaedt, CEO of Waste Connections, and Sue Farris, General Manager for Waste Management entertained questions.

Director Trapani asked the anticipated transfer date, which is expected to be June 6, 2006. He also asked if the contract is a direct transfer, which it is, as well as clarifying the term of the contract, which runs through January 1, 2016.

Public comment was invited, there was none.

Motion No. 5. President Chinn moved and Director Trapani seconded the motion to Adopt Resolution 2006-13 approving the Assignment of the Collection Franchise Agreement dated December 8, 1994 and amended February 21, 2003 from USA Waste of California, Inc. to Waste Connections of California, Inc., and further to waive the 90-day notice period. Motion carried 4-0-1 (Wyatt absent).

22. Approve request from Morrison Homes to reimburse total costs of construction of Creekside Greens Park in excess of approved reimbursement agreement amount. (Continued April 20, 2006, Agenda Item No. 23;

General Manager postponed this item at the opening of the meeting due to illness in the family of the representative of Morrison Homes. This item will be placed on the June 8, 2006 Regular Board Meeting agenda

23. Preview proposed budget issues for FY 2006-07.

Lowery gave a verbal report with a one-page summarization on the Draft FY 2007 Proposed Budget Highlights. He reviewed the information, which is preliminary and subject to change.

President Masters voiced concerns on the additions of employees.

Director Brilliant asked whether the additions of employees were in correlation with the CPS study as noting and addition of 6 – 7 people is a concern. He also asked whether the addition of staff would require an addition of office space.

Lowery stated that none of the Parks Department positions require additional office space. He advised that with the El Dorado Hills growth rate and new parks being constructed, adding a Teen Center, Skate Park and Active Adult Center substantiates additional staff.

Public comment was invited, there was none. President Masters advised that this item requires no action.

24. Approve recommendations to update District's strategic plan.

Lowery provided a handout overviewing El Dorado Hills Rotary Club strategic plan that was put together by Gail Saylor. He asked that the Board review this at their leisure as an alternative to the BSC.

President Masters advised that this item requires no action. Public comment was invited, there was none.

GENERAL MANAGER REPORTS

Lowery advised that a Board pre-meeting took place this evening with Director Brilliant, Parks Director Kent Oakley and Project Manager Charles Yates pointing out the water issues at the site of the Teen Center/Skate Park project site. He will keep the Board informed.

Lowery updated the Board on the Springfield Meadows and El Dorado Hills CSD joint meeting April 25, 2006. Initial discussions took place on possible annexation being studied by LAFCo. He will keep the Board informed.

BOARD OF DIRECTORS COMMENTS & FUTURE AGENDA ITEMS

Director Trapani commented regarding Lowery's report on Springfield Meadows and suggested a careful review of the situation.

Director Trapani also asked whether any other open space might be available from Cameron Park CSD.

Director Chinn suggested the ad hoc acquisition committee members meet with developers. Director Trapani offered to assist on the ad hoc acquisition committee in the absence of Director Wyatt. Lowery will set a meeting.

President Masters renamed David Trapani to replace Constance Wyatt on the Ad Hoc Acquisition Committee.

Director Trapani would like staff to contact DOT about condition of El Dorado Hills Boulevard Median North of Highway 50.

Director Brilliant advised a letter is needed to the Board of Supervisors signed by the District Board of Directors regarding Park Impact Fee collections.

President Masters requested bringing back the policy on lights through the Parks & Planning Committee.

President Masters would like the volunteer policy on the next agenda and legal counsel advice sought on the policy.

President Masters requested follow up per SB 1234 on potential identity theft versus publics “right to know”.

Director Trapani voiced concern with Sheriff Deputy calls to Bertelsen Park false alarms.

Director Brilliant asked staff to contact legal counsel regarding board attendance options.

CLOSED SESSION

The Board went into closed session at approximately 8:45 pm.

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

25. Closed session under California Government Code

- a. **§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.**
- b. **§54957, regarding the appointment, employment, evaluation of performance, or dismissal of an employee. Position: General Manager.**

President Masters re-opened the Regular Meeting and reported that direction was given to one or two Board members.

ADJOURNMENT

President Masters adjourned the meeting at approximately 10:20 pm.

APPROVED: _____
Justin Masters, President
EDHCSD Board of Directors

DATE: _____

ATTEST: _____
Wayne A. Lowery, General Manager
Secretary to the Board of Directors

DATE: _____