

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

**November 9, 2006**

**MINUTES**

**CALL TO ORDER**

President Justin Masters brought the regular meeting to order on Thursday, November 9, 2006, at approximately 7:38 p.m. Directors Larry Brilliant, Joe Chinn, David Trapani and Constance Wyatt were present. Also present were Executive Assistant Charlene Ambrose, Director of Planning Dianna Hillyer, Assistant General Manager Sandi Kukkola, General Manager Wayne Lowery, and Finance Manager Gerry Tryhane. General Counsel Bob Thurbon was present. Approximately 15 members of the public were present.

**ADOPTION OF AGENDA**

Director Chinn recommended Item 25 be continued at a Special Board Meeting in the near future. It was decided to hold a Special Board Meeting November 14, 2006 at 7:30 pm. Item 18 will also be continued to this special meeting.

**Motion No. 1.            Director Chinn moved and Director Trapani seconded the motion to adopt the agenda with items 18 and 25 continued. Motion was carried 5-0-0.**

**PRESENTATIONS & ANNOUNCEMENTS**

1. Lowery announced that Tony Rogozinski and Bill Vandegrift will take office effective December 1, 2006 as newly elected Board Members. Justin Masters was re-elected to the EDHCSD Board of Directors for a second term. The swearing in ceremony will take place at the December 14, 2006 Regular Board Meeting.
2. Lowery and Masters presented service awards to Directors Connie Wyatt and Joe Chinn. Director Wyatt has served on the District board for 8 years, two terms. Wyatt relayed that she was pleased to see the Teen Center come to fruition during her tenure. Director Chinn served 4 years, one term, having been a Consultant with EPS the prior year. Chinn thanked the staff for their loyalty and hard work. He is proud of the accomplishments such as the expansion of parks and facilities, and community events that are a wonderful addition to the El Dorado Hills community.

**COMMUNITY COMMENT**

1. Dennis Rogers, Senior VP of Building Industry Association (BIA), would like to comment on Items 19 and 20 when they come up.
2. Darrin White requested clarification on Item 20, Phase 2, Promontory Park.

3. L. G. Lloyd would like to comment on Items 8 and 21 when they come up.
4. Doug Hathaway, Promontory Resident, questioned the funding status of Promontory Community Park Phase Two.

### **REVIEW OF WRITTEN COMMUNICATIONS**

None

### **COMMUNITY SERVICES DISTRICT CALENDAR**

#### **3. November – December 2006 Calendar of District Events and Activities.**

Ms. Hillyer relayed that November 16<sup>th</sup> at 6:00 pm simultaneous Regional Transportation Meetings will take place. Information is posted on the District website.

### **CONSENT CALENDAR**

President Masters asked that Items 4 and 12 be pulled.

Public Comment on Items:

- #8. L. G. Lloyd – why forgive Chamber of Commerce for a bill of \$915. for services owed?
- #25. L. G. Lloyd – DRC updates and documents should be posted to District website.
- #19. and #20. – Dennis Rogers asked that these two items be bundled so they can be discussed together.

**Motion No. 2. Motion was made by Director Chinn to approve Consent Calendar items with 4, 8, 12, and 19 pulled and item 18 continued. Director Wyatt seconded the motion.**

**5) Ratify Cash Disbursements through October 31, 2006, 6) Approve September FY 2006-07 Finance Report, 7) Approve Quarterly Treasury Report for June 30, 2006, 9) Receive and File Year End 2006 Aquatic Program Summary, 10) Approve board member meetings and/or reports of recent board committees, 11) Receive and File October status report on Strategic Plan, 13) Approve agreement with El Dorado Hills Rotary Club for contribution to the Teen Center construction, 14) Receive and File Progress report showing the status of FY 2006-07 capital and renovation projects, 15) Approve Notice of Completion for Harvard Way Bike Trail Project, 16) Approve contract for \$28,358 to paint the exterior of the Community Activities Building, Fisher Building and Pool Pump House to MC Painting, Inc., 17) Receive third quarter 2006 AB939 Solid Waste Diversion Report, 20) Set a Public Hearing for 7:00 pm, Thursday, November 30, 2006 in the District's Pavilion, 1021 Harvard Way, El Dorado Hills to receive public comment and approve the negative declaration and final draft of the Park and Recreation Facility Master Plan update, 21) Update on Design Review**

**Committee 2006 Action Plan, and 22) CC&R Citizen Advisory Committee recommending board approve third and final notice for non compliance for:**

- 22a. Owner: Matt and Suzie Peterson  
Address: 2101 Wood Mar Drive  
Village: Marina, Unit 1, Lot 10: APN: 110-054-011  
Violation: Storing boats, trailers, and commercial vehicles on the lot.**
- 22b. Owner: Dewayne and Susan Graybill  
Address: 2620 Mormon Island Drive  
Village: Crown Valley, Lot 67, APN 112-651-171  
Violation: Complete front yard landscaping**

**Motion carried 5-0-0 to approve Consent Items remaining.**

### **GENERAL BUSINESS**

**23. Review items pulled from Consent Calendar for action.**

**4) Approve the minutes of October 7, 12 and 26, 2006 meetings.**

A request for minor changes was made for the October 12 Regular Board Meeting minutes on Page 3 of 6 regarding Board's CC&R Committee by President Masters.

**Motion No. 3. Director Trapani moved and Director Wyatt seconded the motion to approve the minute for all 3 meetings with the requested changes to October 12, 2006 minutes. Motion was carried 5-0-0.**

**8) Administration & Finance Committee (Brilliant/Chinn) recommending write-off of balance due from EDH Chamber of Commerce Pavilion rental from 2003 in the amount of \$915.**

Director Wyatt questioned this item, stating a letter should be sent asking for payment. Chamber lunches have been taking place at the District for 9 years so she was disappointed to see that they had chosen to not pay this invoice. She relayed that an item should still be collectable for 4 years. Why not take this to small claims court? Director Trapani asked that with no written agreement of costs, would this be enforceable. He asked Bob Thurbon's input.

Gerry Tryhane suggested as this item is 4 years old, why not move on but make a concerted effort to improve upon billings in the future. Director Brilliant concurred that staff insure that this does not happen again.

**Motion No. 4. Director Chinn moved and Director Trapani seconded the motion to write-off balance due from EDH Chamber of Commerce Pavilion rental from 2003 in the amount of \$915. Motion was carried 4-1-0 (Wyatt opposed).**

**12) Receive and File status of County review of developer fee collection process.**

Lowery stated there was a handout for Item 12 as well as attorney communication. Director Chinn indicated this is a receive and file item, no action is necessary.

**19) Set a Public Hearing for 7:00 pm, Thursday, November 30, 2006 in the District's Pavilion, 1021 Harvard Way, El Dorado Hills to receive public comment and approve the 2006 Park Impact Fee Nexus Study Update as prepared by Economic Planning Systems. Further to recommend approval of the 2006 Park Impact Fee Nexus Study Update to the El Dorado County Board of Supervisors to adopt and implement the increased Park Development Impact Fee.**

**Motion No. 5. Director Chinn moved and Director Wyatt seconded the motion to set Public Hearing for 7:00 pm, Monday, November 27, 2006 in the District's Pavilion, 1021 Harvard Way, El Dorado Hills to receive public comment and approve the 2006 Park Impact Fee Nexus Study Update as prepared by Economic Planning Systems. Further to recommend approval of the 2006 Park Impact Fee Nexus Study Update to the El Dorado County Board of Supervisors to adopt and implement the increased Park Development Impact Fee. Motion carried 5-0-0.**

Public Comment was as follows:

Dennis Rogers of the BIA requested adequate time to review the Nexus Study to ensure time to review and give public comment at the Hearing. If the date is moved up from November 30 to November 27 this takes away from the time to review, noting this time period is in the 4-day Thanksgiving weekend.

**24. Public Hearing: Public hearing to receive public comment, discuss and act upon a proposal from Waste Connections, Inc. to increase rates for residential and commercial refuse collection and recycling services in El Dorado Hills CSD Franchise area, to become effective on November 1, 2006.**

Dianna Hillyer introduced Sue Farris and Debbie Harlow from Waste Connections, Inc. dba El Dorado Disposal. Hillyer stated there has been no change in garbage rates since 2002, Waste Connections has made improvements to service and has 4 new trucks in El Dorado Hills. This item was presented at the August Regular Board Meeting. Sue offered to answer any questions by the Board members.

President Masters asked for clarification on green waste; Sue indicated there will be a new Cash Return Value (CRV) redemption center operated by El Dorado Disposal in El Dorado Hills.

Public comment was as follows:

1. Darrin White – expressed disappointment in less service for a higher cost.
2. L. G. Lloyd – stated a 5% profit goes to CSD with the rate increase. He asked Director Brilliant whether he received the information he requested in August. Director Brilliant stated he had. President Masters clarified that the franchise fee income to the District is an entitlement by law, not by District policy.

Public comment was closed.

Director Brilliant associated the increase with an increase in gasoline prices.

Director Chinn requested that tagging and charging customers for extra trash be kept to an occasional basis. Ms. Farris confirmed that extra charges would be limited to those customers who regularly abused the requirements.

**Motion No. 6. President Masters moved and Director Wyatt seconded the motion to increase rates for residential and commercial refuse collection and recycling services in El Dorado Hills CSD Franchise area with Waste Connections, Inc. to become effective on November 1, 2006. Motion carried 5-0-0.**

## **26. Approve Core Values and Strategic Plan Statement.**

Lowery provided an overview of this item stating that strategic planning has been in development since late last spring. Further development was approved at the September Regular Board Meeting. Staff and Mr. Bristol are submitting a request to approve the Strategic Plan Statement and all the Core Values except “Caring for Our People” at this meeting. Board Comment was requested.

Director Brilliant stated that “Our Strength Is In Our People” was approved, not “Caring For Our People”. Also Item 5 Sustainability should go under Excellence. He disagrees with how sustainability would apply to the items listed.

Director Trapani suggested tabling the portions in question. Director Brilliant concurred that there are deviations from the original statements. Director Chinn approves portions of the core values.

**Motion No. 7. Director Wyatt moved and Director Trapani seconded the motion to approve Core Values 1, 2 and 3. Motion Carried 5-0-0.**

## **GENERAL MANAGER REPORTS**

The Teen Center/Skate Park, Promontory Park and Laurel Oaks projects are going very well.

## **BOARD OF DIRECTORS COMMENTS & FUTURE AGENDA ITEMS**

President Masters suggested exploring promotion of youth non-sport related activities held at the District and suggested posting the recreational offerings on the website to raise awareness. He would also like to see the staff explore the possibility of Landscaping and Lighting fee increases as home ownership changes take place as an increased source of revenue.

Director Wyatt suggested there be board games available at the teen center for kids to check out and possibly conducting a fundraiser to purchase the games.

President Masters inquired as to the status of the Josh Anderson memorial basketball court.

**CLOSED SESSION**

The Board went into closed session at approximately 9:25 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.

1. Closed session under California Government Code §54956.9, conference with legal counsel regarding pending litigation in the case of El Dorado Hills Community Services District v Allen and Linda Dutra.
2. Closed session under California Government Code §54956.9, conference with legal counsel regarding pending litigation in the case of El Dorado Hills Community Services District v John Hogan Jr.
3. Closed session under California Government Code §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.

President Masters re-opened the Regular Meeting and reported that general direction was given legal counsel on the closed session issues.

**ADJOURNMENT**

President Masters adjourned the meeting at approximately 10:00 pm.

**APPROVED:** \_\_\_\_\_  
Justin Masters, President  
EDHCSD Board of Directors

**DATE:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_  
Wayne A. Lowery, General Manager  
Secretary to the Board of Directors

**DATE:** \_\_\_\_\_

