

EL DORADO HILLS COMMUNITY SERVICES DISTRICT  
BOARD OF DIRECTORS REGULAR MEETING

December 10, 2009

MINUTES

**CALL TO ORDER**

President Tony Rogozinski brought the regular meeting to order on Thursday, December 10, 2009 at 6:00 p.m. Directors Guy Gertsch, Noelle Mattock, Justin Masters were in attendance. Director Vandegrift was absent.

President Rogozinski announced that the board was entering closed session and asked if there were public comments on closed session items. Hearing none, Rogozinski closed the public session and the board entered closed session.

24. **Pursuant to California Government Code §54956.8, conference with real estate negotiator prior to the purchase, sale, exchange or lease of real property in El Dorado Hills; Former El Dorado Hills Golf Course, owned by Parker Development Company.**
25. **Closed session under California Government Code §54957, regarding the performance of an employee: General Manager.**
26. **Pursuant to 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 Service District Employees Association Local No. 1 and/or all unrepresented employees.**

**CALL TO ORDER**

President Tony Rogozinski brought the regular meeting to order on Thursday, December 10, 2009 at 7:10 p.m. He announced the board had just completed closed session where direction was given to staff regarding item #24 and item #26 was continued to the January meeting. Directors Guy Gertsch, Noelle Mattock and Justin Masters were in attendance. Director Vandegrift was absent. Also present were Administrative Assistant Kristie Downey, Interim Recreation Director Michael Cottrell, Finance Director Allison Hamaker, Assistant General Manager Sandi Kukkola and General Manager Wayne Lowery. Also present were approximately 20 members of the public.

## **ADOPTION OF AGENDA**

**Motion No. 1.** Director Mattock moved and Director Gertsch seconded the motion to approve the agenda with items 28 and 29 moved to the Consent Calendar and item 27 moved to Presentations and Announcements. Motion carried 4-0-0.

## **PRESENTATIONS & ANNOUNCEMENTS**

**A. President's report out of closed session Board action.**

See "Call to Order".

**B. Status of plans for a war veteran's memorial at Promontory Community Park**

Sandi Kukkola introduced resident John Cordova. Mr. Cordova is a Viet Nam veteran and a Marine. He introduced fellow veterans and explained their vision and concept for a war veterans' memorial in Promontory Community Park under the electric transmission lines (PG&E and SMUD). There was discussion concerning height restrictions in that area, commitments to support the memorial by other residents and business owners in El Dorado Hills and area veterans to make the memorial a reality. Mr. Cordova has plans to involve high school students in drafting the design. Staff will continue to work with Mr. Cordova and the memorial committee to move the project forward. The consensus of the board was to approve the location of the project. Rogozinski challenged the group to contribute resources to this project as was done by supporters of Deputy Jeff Mitchell Field.

**C. Proposal of Renewing California Parks volunteer work project.**

Sandi Kukkola introduced Michael Cottrell who relayed staff met with LDS church representative Jeff Schous on Wednesday, 12/9/09, to propose four volunteer work projects for the church members. Cottrell announced staff will meet with representatives of four LDS Wards on Tuesday, 12/15/09 and visit the four proposed sites to determine which ones are suitable for volunteer projects. The sites are two trails and two parks and all four will have a focus on water conservation. This project will be on the January 14 meeting agenda for follow up.

## **COMMUNITY COMMENT**

Jim Campo, Stonegate Village, reminded the Board of his inquiry in July about whether Stonegate Village CC&Rs are applicable to the EDH Community Park property. He asked the Board to follow up. Rogozinski committed to get a response back to Campo.

## **REVIEW OF WRITTEN COMMUNICATION**

1. **Catherine Lemaire**, Membership Director, California Special District Association (CSDA), letter dated November 9, 2009: Membership values; dues freeze.
2. **Pat Rice**, Compliance Manager, Comcast Cable, letter dated November 16, 2009: Cable television channel maintenance plans.
3. **Rhonda J. Johnson**, Vice President, AT&T California Regulatory Affairs, letter dated November 17, 2009: Universal HD availability to cable television subscribers.
4. **Special District Risk management Authority**, email received November 23, 2009: Reduced rates for Property/Liability and Worker's Compensation programs.
5. **Rhonda J. Johnson**, Vice President, AT&T California Regulatory Affairs, letter dated November 23, 2009: Loss of Union Channel from AT&T U-verse cable television package.
6. **Rhonda J. Johnson**, Vice President, AT&T California Regulatory Affairs.

## **CONSENT CALENDAR**

**Motion No. 3.** Director Gertsch moved and Director Mattock seconded the motion to approve the consent calendar (with one change to the dates listed in item #14 – budget workshops) as follows:

**Receive & File:** 7) Dec 2009/Jan 2010 Calendar of District Events and Activities; 8) Revised AB939 Solid Waste Diversion Report for 3<sup>rd</sup> Qtr Calendar year 2009; 9) Gen Mgr's notice to Board of mid-year performance review due 1/14/10. **Approve:** 10) Minutes of 11/4/09 & 11/12/09 Board meetings; 11) Cash Disbursements through 11/30/09; 12) 9/30/09 & 10/31/09 Finance Report; 13) Qtrly Treasurer's Report for 07-09/09; 14) Key Calendar Dates for 2010 Budget Workshops; 15) Upcoming board member meetings and/or reports of recent board committees including upcoming schedule of meetings and training programs; 16) Admin & Finance Committee recommendation to authorize Gen Mgr to sign a contract with New Cingular/AT&T Mobile allowing an easement for a cellular receiver on a PG&E tower on EDH Blvd in Stephen Harris/TC Park; 17) Amended 2010 Gen Fund Budget in the amount of \$3,881,512 and the 2010 CIP in the amount of \$4,694,590; 28) Approve Notice of Completion for the Deputy Jeff Mitchell Field project in Bertelsen Park; 29) Authorize payment of \$19,696.91 to El Dorado Irrigation District (EID)

**for Water and Waste Water Connection Fees for the construction of restroom facility at Stephen Harris Tennis Courts Park (CIP #934).**

**GENERAL BUSINESS**

- 18. Parks & Planning Committee recommending a funding agreement for installation of a Swim Team Scoreboard in the El Dorado Hills Community Park Aquatics Center.**

Hamaker explained the cost associated with purchasing and installing the scoreboard was reduced by over half – from \$70K to \$32K. In light of the reduced costs, Hamaker reviewed four additional funding options with the Board; 1) CSD to pay the full amount of \$32K, which is \$8,500 lower than the original amount committed by the District, 2) Even split of the \$32K between the three entities, 3) Pro-Rata Computation with Swim Team (Taz) contributing \$6,670, Oak Ridge High School (ORHS) contributing \$6,900, CSD contributing \$18,430, and 4) receiving the full original donations from Taz and ORHS of \$14,500 and \$15,000, respectively, and reducing the District's donation to \$2,500.

Hamaker related that staff recommends Option 2 and the Parks & Planning Committee recommends Option 1.

Sandy Mullany of Taz addressed the board and asked the board to support Option #1. From her point of view, with the "windfall" realized by the lower purchase and installation costs associated with the scoreboard, the District will end up paying \$8,500 less than originally committed. Mullany believes this is an opportunity to collaborate with the District and utilize the windfall to the best advantage. Her software company plans to donate a computer system, valued between \$3500 and \$7000, needed to run the scoreboard. In addition, Taz would prefer to use the \$10K they've raised in donations to purchase touch pads for each of the 10 lanes, which will aid in more accurate time scores during practices, meets and tournaments.

Doug Handen of Taz further explained the swim team is planning a poker and blackjack fundraiser in the CAB on February 27, 2010. He asked if the Board could waive or reduce the fees to further support this project. Lowery responded noting most all of the community groups request fee waivers. The CSD's facility rental fee schedule provides three reduced fee categories and a specific fee category for groups holding fundraisers.

Jim Campo, resident of Stonegate Village, voiced an alternate view. He believes special interest groups, such as Taz, should pay for the scoreboard. He uses the pool, but is not interested in taxpayers paying for the special interest groups' amenities. He also believes ORHS should help pay and believes Option #2 (\$32K evenly split) is the best compromise. The board thanked Campo for his comments.

Gertsch clarified the committee's position saying Option #1 (CSD paying full \$32K) is the committee's first choice. The committee's second choice is Option #3 (pro-rata) to split the savings with all three groups as is customary in business dealings.

Mattock said she was conflicted about the proposed options and cited the commendable fundraising efforts over multiple years by the Little League and the community for the Deputy Jeff Mitchell Field.

Masters suggested adjusting the EDH Swim Team's share of the scoreboard cost to recognize and encourage their purchase of touch pads in the lanes.

Rogozinski reiterated that he believes special interest groups should work to "put some skin in the game", meaning, not rely solely on the District for funding projects, but to continue to contribute a majority of funding to projects they want, whether it's Little League or the war veterans memorial group, or Taz. He proposed to collaborate on the fundraising by working with Taz on the CAB rental.

**Motion No. 4. Director Masters moved and Director Gertsch seconded the motion to approve funding agreement Option #3 (Pro-Rata Computation of \$6,670/Taz, \$6900/ORHS, \$18,430/CSD) with Taz and ORHS paying their respective amounts in equal payments over 5 years. Motion carried 3-0-1. (Ayes: Gertsch, Masters, Rogozinski; Abstain: Mattock)**

**19. Administration & Finance Committee recommending the Board of Directors authorize the General Manager to sign an agreement with the Buckeye Union School District to fund 50% of a feasibility study to determine costs and viability of joint office not to exceed \$6,000.**

Kukkola explained that Buckeye Union School District (BUSD) is interested in building and sharing facilities with the CSD at the EDH Community Park. Many of the school district's administrative offices are in 20-year old temporary buildings. Some of the facilities which she mentioned could be shared would be conference rooms, break rooms, restrooms, etc. She introduced Ray Boike, BUSD Director of Facilities. Boike said the BUSD board has approved funding 50% of the feasibility study, up to \$6,000 and would like the CSD board to consider doing the same.

Rogozinski is in favor of the proposal and noted many successful Joint Use Agreements with BUSD over decades.

**Motion No. 5. Director Gertsch moved and Director Mattock seconded the motion to approve authorizing the General Manager to sign an agreement with the Buckeye Union School District to fund 50% of a feasibility study to determine costs and viability of joint office not to exceed \$6,000. Motion carried 4-0-0.**

- 20. PUBLIC HEARING:** Public hearing to review and accept the Annual Park Impact Fee Report for Fiscal Year ending June 20, 2009, pursuant to California Government Code Section 6001(a) (AB1600).
- a) Open a Public Hearing regarding FY 2008-09 Park Impact Fee Report.
  - b) Accept public comment
  - c) Close public hearing.
  - d) Accept annual report

Hamaker explained that this item is an annual ministerial process. The board need only give the opportunity to hear public comment and accept the report. Rogozinski opened the public hearing. There were no public comments and the public hearing was closed.

**Motion No. 6. Director Mattock moved and Director Masters seconded the motion to accept the Annual Park Impact Fee Report for Fiscal Year ending June 20, 2009. Motion carried 4-0-0.**

- 21. Hold election of 2010 District Board Officers: President and Vice President.**

Rogozinski nominated Mattock as President and Gertsch as Vice President of the El Dorado Hills CSD Board of Directors for Calendar Year 2010.

**Motion No. 7. Director Rogozinski moved and Director Masters seconded the motion to elect Director Mattock as President and Director Gertsch as Vice President of the EDH CSD Board for Calendar Year 2010 terms beginning at the board meeting. Motion carried 4-0-0.**

- 22. President appointment of Board Committees for 2010.**

Committee appointments were made as follows:

- Administration & Finance: Mattock & Gertsch
- CC&Rs: Mattock & Gertsch
- Franchise: Vandegrift & Masters
- Parks & Planning: Vandegrift & Rogozinski
- Recreation & Volunteering: Masters & Rogozinski

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

None.

### **GENERAL MANAGER COMMENTS**

Audit went well. Government Financial Officers Association (GFOA) National Award – board needs to meet and address this during December in order to qualify for the award.

Franchise committee needs to meet before the January board meeting to address several issues and possible changes pertinent to the franchise agreement.

Flipping the budget workshop dates presents a conflict on the Board's calendar. The EDH Chamber's annual awards banquet is the evening of 1/28 and the CSD Board members are invited guests. It was generally agreed to arrange the meeting schedule so directors could attend the Chamber event.

Lake Forest playground vote by residents is being held on Tues., 12/15/09 at the Lake Forest School Library from 3-6pm.

PG&E contacted the District again regarding reopening dialogue about the Liquid Natural Gas (LNG) injection site at the Community Park. The board gave direction to inform PG&E they need to find another site that is not on CSD property.

### **CLOSED SESSION ITEMS**

24. Pursuant to California Government Code §54956.8, conference with real estate negotiator prior to the purchase, sale, exchange or lease of real property in El Dorado Hills: Former El Dorado Hills Golf Course, owned by Parker Development Company. See Call to Order.
25. Closed session under California Government Code §54957, regarding the performance of an employee: General Manager. See Call to Order.
26. Pursuant to 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/or all unrepresented employees. See Call to Order.

### **RECEIVED LATE ITEMS**

27. Discuss proposal of Renewing California Parks volunteer work project. Moved to Item "C" in the Presentations & Announcements
28. Approve Notice of Completion for the Deputy Jeff Mitchell Field project in Bertelsen Park. Moved to Consent Calendar and approved.
29. Authorize payment of \$19,696.91 to El Dorado Irrigation District (EID) for Water and Waste Water Connection Fees for the construction of restroom facility at Stephen Harris Tennis Courts Park (CIP #934). Moved to Consent Calendar and approved.

**BOARD OF DIRECTORS COMMENTS AND FUTURE AGENDA ITEMS**

**Director Gertsch** – Appreciates staff and commended Rogozinski for his leadership this last year with the Little League and business community. The CSD Board rallied around him and it was a quality year. He applauds work on the DJM Field.


**Director Masters** – Agreed with Director Gertsch.

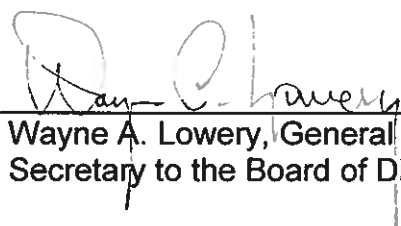
**Director Mattock** – Presented a plaque to outgoing Board President Rogozinski saying he went over and above the call of duty and thanked him for his mentoring of staff and board.

**Director Rogozinski** – Had a good ride this year with team work. He's proud of the collaboration with staff to make things happen. Thanked each board member for their support and is ready to rock and roll in 2010.

**ADJOURNMENT**

President Rogozinski adjourned the meeting at 8:57 pm.

**APPROVED:**  **DATE:** 1/19/10  
Tony Rogozinski, President  
EDHCSD Board of Directors

**ATTEST:**  **DATE:** 1-19-2010  
Wayne A. Lowery, General Manager  
Secretary to the Board of Directors