

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

March 11, 2010

MINUTES

CLOSED SESSION

President Noelle Mattock brought the closed session to order on Thursday, March 11, 2010 at 6:55 p.m. Directors Guy Gertsch, Justin Masters, Tony Rogozinski and Bill Vandegrift were in attendance. Also present was Assistant General Manager Sandi Kukkola and District's legal counsel.

CALL TO ORDER

President Noelle Mattock brought the regular meeting to order on Thursday, March 11, 2010 at 7:10 p.m. She announced the board had just completed closed session and noted they discussed a CC&R issue with District's legal counsel and gave direction. Directors Guy Gertsch, Justin Masters, Tony Rogozinski and Bill Vandegrift were in attendance. Also present were Administrative Assistant Kristie Downey and Assistant General Manager Sandi Kukkola. Also present were approximately seven members of the public. Director Masters led the Pledge of Allegiance.

ADOPTION OF AGENDA

Motion No. 1. Director Rogozinski moved and Director Vandegrift seconded the motion to approve the agenda. Motion carried 5-0-0.

PRESENTATIONS & ANNOUNCEMENTS

A. Honoring Sherry Shannon, Senior Accountant – 10 years of service

Sandi Kukkola introduced Sherry Shannon to the Board and shared a brief synopsis of her employment highlights since being hired on March 6, 2000. A 10-year pin was presented to Sherry with congratulations from everyone present. Ms. Shannon thanked the Board and Ms. Kukkola.

COMMUNITY COMMENT

Sandi Kukkola informed the Board that El Dorado County's tax projections fell short by \$206,000, which is a 4.63% drop in tax revenue. Staff will be looking at department budgets and to see where more cuts can be made.

REVIEW OF WRITTEN COMMUNICATION

Received and filed:

1. Rhonda Johnson, Vice President, AT&T California Regulatory Affairs, letter dated February 12, 2010: Change of Service. Received and filed.
2. California Special District Association, Memorandum dated February 25, 2010: Call for nominations for Seat B on CSDA Board of Directors. Received and filed.
3. Jose C. Henriquez, Executive Officer, Local Agency Formation Commission, memorandum dated March 1, 2010: LAFCo FY 2010-11 Budget. Received and filed.

CONSENT CALENDAR

Ms. Kukkola noted that items 11 and 12 were not included in the bid awarded to Hemington Landscape Services. These items (playground equipment and restrooms for Lake Forest Park) were purchased separately by staff for a cost less than if it were a bid item and they will be installed by Hemington as part of that contract. Director Rogozinski noted the Franchise Committee meeting on April 2 is not on the calendar.

Motion No. 2. Director Rogozinski moved and Director Vandegrift seconded the motion to approve the consent calendar as follows:

Receive & File: 4) March/April, 2010 Calendar of District Events and Activities; 5) Fourth Quarter 2009 AB939 Solid Waste Diversion Report; Approve: 6) Minutes of February 2, & 11, 2010 Board of Directors meeting; 7) Cash Disbursements through February 28, 2010; 8) January 31, 2009 Finance Report; 9) Upcoming board member meetings and/or reports of recent board committees including upcoming schedule of meetings and training programs; 10) Parks and Planning Committee Recommending a Construction in the amount of \$1,114,404 be awarded to Hemington Landscape Services, Inc. for Lake Forest Village Park according to plans and specifications prepared by RFE Engineering and MSLA Landscape Architecture, dated Feb. 4, 2010, plus approve a construction contingency in the amount of \$111,440 11) Parks and Planning Committee to recommending approval of CMAS contract with Miracle Equipment Company, in the amount of \$71,563.95, for the purchase of Lake Forest Park Play Equipment; 12) Parks and Planning Committee to recommending approval of CMAS contract with Romtec, in the amount of \$37,794.41, for the purchase of Lake Forest Park Restroom building. 13) Adopt Resolution No. 2010-04 in Support of the Local Taxpayer,

**Public Safety, and Transportation Protection Act of 1020.
Motion carried 5-0-1.**

Sandi Kukkola informed the Board that the lights originally ordered for the tennis courts at Promontory Community Park (that were too short and have been in storage) are going to be used for the walkways in Lake Forest Park.

GENERAL BUSINESS

14. Design Review Committee and Board CC&R Committee recommending denial of Patricia McPeak appeal to board of directors regarding DRC denial of application for property improvements including concrete driveways and parking areas.

President Mattock indicated the meeting was continued to the April 8, 2010 meeting.

15. Review Items pulled from Consent Calendar for action.

None.

17. Approve change order to El Dorado Hills Swimming Pool Construction Agreement to install infrastructure for competitive swimming timing system at a cost of \$14,163.

Sandi Kukkola informed the Board that during the pool inspection the week of March 1, it was found that conduit for the swim team touch pad timing system hadn't been installed. Upon further investigation, it was found that this item was not in the project budget. Although \$10K was in the budget for "conduit", it was meant for the conduit from the scoreboard to the main timing computer. Doug Handen asked that the board approve funds for installing the underground conduit for the touch pad scoring system while there is the window of opportunity to make it a state of the art installation. He said the installation will save time during set-up and keep the deck free of cables to lessen the trip hazards during swim meets. Mike McIntee, swim team's technical expert, elaborated and explained the technical nature of the issue to the board. It was agreed to modify the agreement between CSD and the Taz swim team to allocate a portion of this change order to Taz. Doug Handen and Sandi Kukkola will coordinate a walk through inspection the week of March 15 to include board members, CSD staff and swim team representatives.

Director Vandegrift wants to do what's right with this opportunity to send a signal to the community that our doors are open to welcome the public. He believes this community is flush, and the District should consider lowering the 15% contingency reserve in the budget to 8-10% in order to fund these types of opportunities. If Taz is willing to spend their money to maintain the junction boxes, CSD could fund wrapping up this project and moving on.

Director Gertsch is excited that this state-of-the-art system will bring hundreds of people to our community during swim meets and they will be spending their money here. He pointed out that the CSD spent funding for the DJM Little League field at Bertelsen Park and a shade structure for the Bocce ball courts at Promontory Park and thought that this expenditure is on par with either of those projects.

Director Masters pointed out that the costs for drainage aren't factored in to the cost of adding the below deck junction boxes.

Director Rogozinski asked if the project is on budget. Kukkola responded, yes, there is \$17,334 left in the contingency fund for this project. Rogozinski proposed that going forward, the CSD be more forceful on change orders. In the meantime and in the spirit of doing things right, this is a "lesson learned", going forward CSD should make sure there's a clear understanding of all the details. He supports funding the change order and just wants to do a better job communicating next time.

Director Vandegrift asked that staff look into appropriate covers and Kukkola responded that with proper drainage, the plates shouldn't need covers.

Director Masters commented that something is wrong with the process and would like to see it reviewed. He would also like to see this project done right.

Director Rogozinski asked if Taz supports this.

Motion No. 3. Director Masters moved and Director Gertsch seconded the motion to approve an amount not to exceed \$27K for wiring, plates and drainage. Passed: 5-0-0.

ASSISTANT GENERAL MANAGER COMMENTS

BOARD OF DIRECTORS COMMENTS AND FUTURE AGENDA ITEMS

- Director Masters asked why the DJM grass was brown. Response: Bermuda grass
- Director Vandegrift has a conflict and will not be able to attend the April 8th Board Meeting.
- Director Rogozinski announced bowl-a-thon for Big Brothers and Big Sisters. All costs covered just come to bowl.
- Director Vandegrift said the District has been asked to contribute \$5k toward the Town Center fireworks display on 7/3.
- Director Gertsch announced the Boys and Girls Club will open a summer program at the White Rock Apartments. He also noticed that departments are staying on track with costs and expressed appreciation.
- Director Mattock shared that the State may require the district to withhold 3% of all independent contractors' payments. This is on hold but may be revisited in May. This would generate an additional \$1.4 Billion (one time) for the State.

CLOSED SESSION

16. Closed session pursuant to California Government Code §54957, to meet with legal counsel regarding litigation in the case of El Dorado Hills Community Services District vs. Brown.

See comments under Call to Order.

ADJOURNMENT

President Mattock adjourned the meeting at 8:45 p.m.

APPROVED: Noelle C. Mattock DATE: 5/20/10
Noelle C. Mattock, President
EDHGSD Board of Directors

ATTEST: Wayne A. Lowery DATE: 5-20-2010
Wayne A. Lowery, General Manager
Secretary to the Board of Directors