



**MINUTES
BOARD OF DIRECTORS
ROSSMOOR COMMUNITY SERVICES DISTRICT**

REGULAR MEETING

RUSH PARK
3021 Blume Drive
Rossmoor, California

Tuesday, January 13, 2015

A. ORGANIZATION

1. CALL TO ORDER: 7:00 P.M.

**2. ROLL CALL: Directors Burgess, Casey, DeMarco, Maynard
President Kahlert**

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS:

a. President Michael Maynard (2014) State of the District Address

President Michael Maynard presented an overview of the district's accomplishments for 2014. The address was received and filed.

5. ELECTION OF OFFICERS:

a. President

The General Manager called for nominations for the office of President. Director DeMarco nominated Director Kahlert to the office of President. The nomination was seconded by Director Casey. President Maynard asked if there were any additional nominations. Seeing none the nominations were closed and a roll call vote was taken. Director Kahlert was unanimously elected as President, 5-0.

President Kahlert then presided over the remainder of the meeting.

b. First Vice President

President Kahlert called for nominations for the office of First Vice President. Director Casey nominated Director DeMarco to the office of First Vice President. The nomination was seconded by Director Burgess. President Kahlert asked if there were any additional nominations. Seeing none the nominations were closed and a roll call vote was taken. Director DeMarco was unanimously elected as First Vice President, 5-0.

c. Second Vice President

President Kahlert called for nominations for the office of Second Vice President. Director DeMarco nominated Director Casey to the office of Second Vice President. The nomination was seconded by Director Burgess. President Kahlert asked if there were any additional nominations. Seeing none the nominations were closed and a roll call vote was taken. Director Casey was unanimously elected to a second term as Second Vice President, 5-0.

B. ADDITIONS TO AGENDA—None

C. PUBLIC FORUM—None

D. REPORTS TO THE BOARD—None

E. CONSENT CALENDAR

1a. MINUTES REGULAR BOARD MEETING—December 9, 2014

2. REVENUE AND EXPENDITURE REPORT—November 2014

3. COYOTE SIGHTINGS/ACTIVITY REPORT—December 2014

Director Casey requested that Item E-3 Coyote Sightings and Activity Report be pulled from the consent calendar for discussion. Discussion ensued relative to the lack of sightings in December. Ms. Deering responded that while activity was definitely likely, it had just had not been reported to the District. Director Casey agreed stating that this was probably due to the busy holiday season. The report was received and filed.

Motion by Director Casey, seconded by Director DeMarco to approve Items E-1a, Minutes Regular Board Meeting of December 9, 2014 and E-2 Revenue and Expenditure Report on the consent calendar as submitted. Motion passed 5-0.

Motion Director DeMarco, seconded by Director Casey to approve Item E-3 Coyote Sightings and Activity Report on the consent calendar as submitted. Motion passed 5-0.

F. PUBLIC HEARING: None

G. RESOLUTIONS

1. RESOLUTION NO. 15-01-13-01 A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT DESIGNATING CERTAIN DISTRICT OFFICIALS TO TRANSACT BUSINESS WITH FINANCIAL INSTITUTIONS WHICH HOUSE THE DISTRICT'S INVESTMENTS, SAVINGS OR OTHER FINANCIAL ACCOUNTS.

Recommendation to Approve by roll call vote, Resolution No.15-01-13-01 by reading the title only and waiving further reading as follows:

1. RESOLUTION NO. 15-01-13-01 A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT DESIGNATING CERTAIN DISTRICT OFFICIALS TO TRANSACT BUSINESS WITH FINANCIAL INSTITUTIONS WHICH HOUSE THE DISTRICT'S INVESTMENTS, SAVINGS OR OTHER FINANCIAL ACCOUNTS.

Motion by Director Maynard, seconded by Director Casey to approve by roll call vote Resolution No. 15-01-13-01 by reading the title only and waiving further reading. Motion passed unanimously by roll call vote 5-0.

1. **INTRODUCTION OF ORDINANCE NO. 2015-01 REGARDING REVISION TO POLICY NO. 6011 CONCERNING THE RULES AND REGULATIONS FOR THE USE OF DISTRICT PROPERTY—6011.73 ALCOHOL.**

Recommendation to give first reading to proposed ordinance relating to the enforcement of District policies and first reading to revised policy 6011.73 relating to the regulation and/or use of District Property-Alcohol. The adoption of ordinances and policies require two readings, publication of the proposed ordinances in a newspaper of general circulation and 30 days to take effect after second reading.

President Kahlert opened the public hearing to solicit public comment on Ordinance No. 2015-01 and Policy No. 6011.

RHA President Mark Nitikman addressed the board relative to errors found in the Policy 6011 as follows: 6011.73 re: Alcoholic Beverages, strike the word “unlawful” (*the last word in the sentence*) and replace it with “lawful.” Section 6011.70 Re: Change the phrase “District Parks” to “District Property” in order to remain consistent with the rest of the policy terminology. The Board and General Counsel concurred with the findings and agreed to make the changes.

Seeing no further public comments, President Kahlert closed the public hearing.

Brief discussion ensued relative the distinction between mobile food vendors and food carts, varying insurance and County permitting requirements, jurisdiction and laser tag. General Counsel provided clarification regarding the various requirements as they related to the application and user permit process. Director Maynard requested that a draft operations procedure be developed prior to the next board meeting to outline the proposed process. The General Manager agreed.

Motion by Director Maynard, seconded by Director DeMarco to commence with a roll call vote to approve first reading to proposed ordinance relating to the enforcement of District policies and to revised policy 6011.73 relating to the regulation and/or use of District Property-Alcohol, make the language changes to Sections 6011.70 and 6011.73 as discussed and bring the ordinance and policy back to the board for a second reading along with an operations and implementation outline for consideration. Motion passed by roll call vote, 5-0.

H. REGULAR CALENDAR:

1. AMERICAN CANCER SOCIETY EVENT

The American Cancer Society has requested the use of Rush Park for a special event on June 27, 2014. Board approval for the event is required by Board Policy No. 6010.10 because the hours of the event (7:00 am to 10:00 pm) exceed the eight-hour limit for an outdoor event. Recommendation to approve special event request from the American Cancer Society.

Discussion ensued relative to amplified sound concerns, safety, and potential damage to district grounds (*particularly the grass*). President Kahlert requested clarification relative to the scope of the event.

Resident Ralph Vartabedian opined stating that the district should take surveys from and provide notification to surrounding homeowners. He also expressed concerns relative to parking, noise and amplified sound extending into the late evening hours. He requested that the district be more mindful of the resident impact.

American Cancer Society Event Coordinator Maryam Ahmadinia addressed the board relative to noise and safety concerns and provided clarification regarding the scope of the event, location of the track, the runners, activities and grass damage concerns. She stated if grass damage was a concern, due to the proposed use of chalk or grass paint for the track, they would be willing to move off the grass and use the sidewalk perimeter for laps instead. She also stated that more walking took place than actual running, luminaries were lit in honor of lost loved ones and music was sporadic and would be turned off at 8:30 p.m. She concluded that the event was previously held at McAuliffe Middle School which was also surrounded by homes and she never experienced any problems.

It was the consensus of the board that the event was a low key, respectful event for a worthy cause and they did not foresee any noise or property damage issues. Motion by Director Maynard seconded by Director Casey to approve the special event request from the American Cancer Society authorizing the event to exceed the eight hour outdoor event limit required by Board Policy No. 6010.10 with a start time of 7:00 a.m. and end time of 10:00 p.m. Motion passed 5-0.

I. GENERAL MANAGER ITEMS:

The General Manager reported on the pending public hearing on a County Ordinance governing wireless communications.

He provided an overview of the projects discussed during the recent CIP Committee meeting held on January 8, 2014. He concluded by stating that the district had encouraged local contractor participation and had received considerably lower bids on the signature wall project.

The General Manager stated that a date and time was now confirmed for the Rossmoor Night Basketball Game Event which was to be held on January 31, 2015 at 4 p.m. and would be televised on ESPN. Unfortunately the reception room would not be available after all as it had already been booked by a donor. He announced that tickets would go on sale tomorrow for \$5.00 each. The district had committed to a 50 ticket minimum purchase and more could be purchased if needed.

J. BOARD MEMBER ITEMS

Director DeMarco requested a status update regarding his safety concerns on Montecito Road. He stated that the road was dimly lit at night, crosswalk striping was old and poorly visible, signage was old and did not illuminate well. He opined that the conditions were unsafe for all, but specifically youth, bike riders and pedestrians. The general manager responded that he and Omero Perez had been in regular contact with County Public Works and the County Traffic Engineer. The engineer had agreed to attend an evening tour of the Montecito Road location to identify and address the problem areas. He invited Director DeMarco to accompany them on the tour. Director DeMarco agreed.

Director Maynard stated that there had been a lot of movement on the board and in district staff over the past two years. He remarked that it had been a distinct pleasure to serve as President. He congratulated newly elected President Kahlert and his fellow colleagues Director DeMarco and Director Casey to being elected to their respective positions as officers of the board. He pledged his support to President Kahlert and agreed to work closely with him over the next year. He concluded by encouraging the board to continue the good work.

Director Casey provided an informational overview of Governor Brown's state budget relative to how it will advocate to expand CalTrans' authorization of and authority over high occupancy toll (HOT) lanes. He added that local Assemblymembers are drafting legislation to combat these measures by prohibiting the state's use of M2 dollars unless approved by a two-thirds majority vote of the people.

Director Burgess reported to the board on the meeting he had attended with the general manager and accountant/bookkeeper. He stated that he was still being educated on the district financial procedures and it was a learning process. He also stated that he had met with Ralph Vartabedian regarding local traffic issues. He also had comments relative to year round recreation activities.

President Kahlert thanked the board for the vote of confidence in electing him to serve as President. He reminded the board to provide the necessary paperwork to the district accountant so she could complete the registration process for payroll direct deposit. He encouraged the community to support the Rossmoor Night Basketball Game and invited the public to contact him via telephone or email to express any comments or concerns.

AT 8:25 P.M. THE BOARD ADJOURNED TO CLOSED SESSION

K. CLOSED SESSION

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957

Title: General Manager

AT 9:00 P.M. THE BOARD RECONVENED FROM CLOSED SESSION

General Counsel reported that at approximately 8:25 p.m. the Board recessed from open session and convened to closed session to discuss one matter on the agenda: Public Employee Performance Evaluation, Pursuant to Government Code Section 54957. At approximately 9:00 p.m. the board

reconvened to into open session. The Board directed general counsel to place an item on the agenda for the next regularly scheduled meeting in February for consideration for a performance based bonus for General Manager James D. Ruth.

L. ADJOURNMENT:

Motion by Director Kahlert, seconded by Director Maynard to adjourn the regular meeting at 9:06 p.m. Motion passed 5-0.

SUBMITTED BY:

**James D. Ruth
General Manager**