



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

SPECIAL MEETING

RUSH PARK
3021 Blume Drive
Rossmoor, California

Tuesday, June 12, 2018

A. ORGANIZATION

1. CALL TO ORDER: 4:00 P.M.

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

3. PLEDGE OF ALLEGIANCE

AT THIS TIME ITEM A-4a. WAS MOVED DOWN IN THE AGENDA

4. PRESENTATIONS:

**a. Orange County Sheriff's Department Lieutenant Pat Rich Re: Introduction and
Quarterly Crime Statistics**

B. ADDITIONS TO AGENDA—None

C. PUBLIC FORUM:

Resident Cindy Centano opined relative to Caltrans noise mitigation concerns. She announced that she had circulated a petition and measured decibel levels. She requested support from the RCSD.

Resident Diane Rush opined relative to her desire for a follow up report from LA Seismic regarding results of the recent seismic survey and data collection project done in Rossmoor.

Resident Heather Danaher opined relative to a parkway tree complaint she submitted last week. She was directed to follow up with the General Manager so he could determine whether to schedule the matter for review at the next Tree Committee meeting.

D. REPORTS TO THE BOARD—None

E. CONSENT CALENDAR:

ITEMS E-1a, E-1b AND E-1c WERE PULLED FROM THE CONSENT CALENDAR AT THIS TIME TO BE VOTED ON SEPARATELY, SINCE INCONSISTENT QUORUMS WERE PRESENT FOR EACH MEETING AND VARYING MEMBERS WOULD HAVE TO ABSTAIN FROM THE VOTE. ITEM E-2 WAS MOVED AHEAD IN THE CONSENT CALENDAR

2. REVENUE AND EXPENDITURE REPORT—APRIL 2018

Motion by Director Nitikman, seconded by Director Kahlert to approve Item E-2 Revenue and Expenditure Report on the Consent Calendar as submitted. Motion passed 5-0.

1a. MINUTES REGULAR BOARD MEETING—April 10, 2018

Motion by Director Casey, seconded by Director Nitikman to approve Item E-1a Minutes of the Regular Board Meeting of April 10, 2018. Motion passed 3-0, with Directors Kahlert and Nitikman abstaining as they were not present for the meeting.

1b. MINUTES SPECIAL BOARD MEETING—March 20, 2018

Motion by Director Maynard, seconded by Director Casey to approve Item E-1b. Minutes of the Special Board Meeting of March 20, 2018. Motion passed 3-0, with Directors Maynard and Kahlert abstaining as they were not present for the meeting.

1c. MINUTES REGULAR BOARD MEETING—May 8, 2018

Motion by Director Maynard, seconded by Director Nitikman to approve Item E-1c. Minutes of the Regular Board Meeting of May 8, 2018. Motion passed 3-0, with Directors Casey and Kahlert abstaining as they were not present for the meeting.

F. PUBLIC HEARING—None

G. RESOLUTIONS:

1. RESOLUTION NO. 18-06-12-01 A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES APPROVING AND ADOPTING THE ANNUAL APPROPRIATIONS LIMIT FOR FISCAL YEAR 2018-2019.

Recommendation to approve, by roll call vote Resolution No. 18-06-12-01 by reading the title only and waiving further reading as follows:

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT APPROVING AND ADOPTING THE ANNUAL APPROPRIATIONS LIMIT FOR FISCAL YEAR 2018-2019.

Motion by Director Maynard, seconded by Director Nitikman to approve Resolution No. 18-06-12-01 A Resolution Approving And Adopting The Annual Appropriations Limit For Fiscal Year 2018-2019 as documented in Exhibit A. Motion passed unanimously by roll call vote, 5-0.

ORDINANCES—None

H. REGULAR CALENDAR:

1. REPORT OF THE BUDGET COMMITTEE RE: FY 2018-2019 ESTIMATES TO CLOSE, PRELIMINARY BUDGET AND SALARY PLAN

Recommendation to receive the report of the Budget Committee, set the date of public hearing and provide direction regarding the formulation of the FY 2018-2019 Final Budget. In accordance with Board policy and the adopted Budget Calendar, the General Manager presented the FY 2017-2018 Estimates to Close Budget and a proposed Preliminary Budget at the Budget Committee meeting on June 4, 2018. A Final Budget will be presented at the July 10, 2018 Board meeting for approval. The Budget Committee recommended approval of the FY 2018-2019 Salary Plan subject to a review of the updated June Consumer Price Index (CPI). An April CPI, which is attached, was used as a basis of the proposed 4% raise. The Preliminary Budget has incorporated this increase, but will be revised based on the Board's decision of the Salary Plan.

Brief Discussion ensued. Date of the public hearing was set to July 10, 2018. The report was received and filed.

2. DISCUSSION AND POSSIBLE ACTION RE: ENTERING INTO A 20 YEAR CONTRACT WITH SOCAL EDISON TO UPGRADE ROSSMOOR COMMUNITY STREETLIGHTING TO LED.

Recommendation to receive the report of the Budget Committee and the committee's recommendation to approve the Southern California Edison Company Proposal to replace current technology high pressure sodium SCE-Owned streetlights with LED technology throughout Rossmoor.

The General Manager reported that the Budget Committee met on Wednesday, February 28, 2018 and Tuesday, March 20, 2018 to discuss the Southern California Edison Company Proposal to replace current technology high pressure sodium SCE Owned streetlights with LED technology. At its March 20, 2018 meeting, the Budget Committee voted unanimously to recommend the proposal to the full Board for its consideration. Subsequently, this item was brought before the Board at its May 8, 2018 regular meeting. As there were only three members present at the May meeting, the Board decided to postpone the item until the June 12, 2018 regular meeting of the Board, so that all Board Members could participate in the decision.

Discussion ensued relative to the 20 year term of the agreement, the potential for more advanced technology versus the potential for increased safety and energy savings.

President DeMarco and Director Maynard opined that they were pleased with the three day turnaround and the increased safety the new LED Lighting would provide as well as the ability to adjust the lumens for increased lighting at school locations and crosswalks. Director Maynard stated that he was initially undecided about moving forward with the project, however, it was determination that the District would be paying either now or later and he believed the pros outweighed the cons. Director Casey concurred. Director Nitikman opined that he did not see the urgency in making a decision and felt it was in the District's best interest

to wait. He further opined that he did not see any further updates to the staff report as he had requested and the political landscape was changing which could signal new technology and energy incentives.

Motion by Director Maynard, seconded by Director Casey, to enter into a 20 year agreement with Southern California Edison Company to replace current technology high pressure sodium SCE-Owned streetlights with LED technology throughout Rossmoor. Motion passed 4-1, with Director Nitikman voting No.

3. REPORT OF THE TREE COMMITTEE RE: DISCUSSION AND POSSIBLE ACTION RE: RENEWAL OF PROFESSIONAL SERVICES CONTRACT WITH WEST COAST ARBORIST INC. FOR TREE SERVICES IN ROSSMOOR.

Recommendation to receive the report of the Tree Committee and the Committee's recommendation that the Board approve and authorize the General Manager to enter into a new three year contract with West Coast Arborist, Inc. for tree services in Rossmoor, effective July 1, 2018 with three one-year options. Tree services include yearly grid trimming of one of four tree maintenance districts, off-grid trimming for safety and clearance issues, young tree crown shaping, tree planting, removals, tree health care and emergency call-outs for tree in parks that do not fall under County jurisdiction.

Discussion ensued relative to category changes in the price list and a few minor changes incorporated into the contract and agreed to by the parties. Mary Kingman briefly addressed the Board and answered questions relative to the new profit model which was largely based on historical usage. The General Manager stated that the operating cost would increase by \$4,000 in the first year, with no CPI increase in the 2nd year and a CPI increase in the 3rd year by July 1, 2020.

Motion by Director Nitikman, seconded by Director Casey to authorize the General Manager to enter into a new three year contract with West Coast Arborist Inc. for tree services in Rossmoor, effective July 1, 2018 with three one-year options and the minor modifications outlined by General Manager Ruth. Motion passed 5-0.

AT 5:10 P.M. PRESIDENT DEMARCO LEFT THE DAIS AND DEPARTED FOR AN EXCUSED ABSENCE.

AT 5:11 P.M. THE BOARD RECONVENED THE MEETING. DIRECTOR NITIKMAN PRESIDED OVER THE REMAINDER OF THE MEETING.

ITEM A-4a. WHICH HAD BEEN TAKEN OUT OF ORDER EARLIER IN THE MEETING WAS ACTED UPON AT THIS TIME

A-4. PRESENTATIONS:

a. Orange County Sheriff's Department Lieutenant Pat Rich Re: Introduction and Quarterly Crime Statistics

Lieutenant Pat Rich introduced himself to the Board and presented the Quarterly Crime Statistics for Rossmoor. He encouraged residents to be vigilant, secure their homes and vehicles and report all suspicious activity to the Sheriff's Department. The report was received and filed.

I. GENERAL MANAGER ITEMS:

The General Manager reported that he was in the process of scheduling a street sweeping meeting with R.F. Dickson Company to explore additional service options and afterwards would schedule a follow up meeting with Orange County Supervisor Michelle Steel to present any proposed street sweeping service changes. He reported that the District exterior park lighting had been successfully upgraded to LED technology.

J. GENERAL COUNSEL ITEMS

1. DISCUSSION REGARDING MITIGATION MEASURE IMPLEMENTATION FOR CALTRANS FREEWAY IMPROVEMENT PROJECTS.

General Counsel Preziosi discussed the three freeway improvement projects in the vicinity of the District, the I-605/Katella Ave interchange, the I-405 widening, and the I-22/West County Connector Project. General Counsel reported that as to the mitigation measures to be completed for the West County Connector Project, the finalized Mitigation Monitoring Plan showing the required Verification of Compliance for the mitigation measures was missing from Caltrans' website. As such, General Counsel stated that he had filed a request with Caltrans under the Public Records Act to obtain this and other related documents. General Counsel stated that Caltrans had invoked the 14 day extension of time to respond, and that he was hopeful that documents would be available by the end of the week for review. In response to comments by members of the Board, General Counsel opined that generally the failure of a completed mitigation measure to actually mitigate the effects of the project on the environment in the manner projected would not in and of itself necessarily be a violation of CEQA; however, the failure to implement a mitigation measure altogether could in some situations be a violation of CEQA. Further, a violation of CEQA might occur if false or misleading studies were relied upon, however, General Counsel cautioned the Board that spending District resources to challenge the underlying engineering reports could be a costly undertaking.

General Counsel stated that he would provide a further report to the Board at the next meeting.

K. BOARD MEMBER ITEMS:

Director Kahlert remarked that tonight's meeting was very informative. He opined that he was pleased the Board had decided to approve the Southern California Edison Contract for installation of new LED lights throughout the community. He urged residents who opposed the various Caltrans freeway projects to organize, attend public hearings, and utilize social media to bring visibility to their cause. Finally, he reminded everyone that school would soon be out this week and cautioned them to be safe and mindful of the many local celebrations taking place.

Director Casey stated that he was grateful for Ms. Cindy Centano's comments this evening regarding Caltrans noise mitigation. He stated that he shared her concerns and as District Liaison to OCTA, he had met with agency representatives from Caltrans, OCTA as well as Supervisor

Steel to advocate for Rossmoor, but so far no solutions were forthcoming. Director Casey requested the General Manager to add the freeway noise mitigation concern to the agenda for the street sweeping meeting he intended to schedule with Orange County Supervisor Michelle Steel. He assured his colleagues and residents that he would not give up and would follow up with Caltrans regarding their responses to the EIR comments. In conclusion, he thanked Lieutenant Pat Rich for his attendance this evening and reminded everyone that when they “see something, say something.”

Director Maynard thanked Diane Rush for her update on the LA Seismic Study and thanked Cindy Centano for her survey and decibel data study. Regarding the resident with the tree complaint, he opined that staff is here to help and there is a process and a path to follow prior to appealing the matter to the Board. He also thanked Lieutenant Rich for his report and for his pleasant, likeable demeanor. He praised the Orange County Sheriff’s Department for their good work.

Director Nitikman thanked all the people who attended the meeting and opined. He encouraged all to attend the upcoming Movies and Concerts in the Park and the Fourth of July Fireworks Spectacular event at the Joint Forces Training Base.

L. CLOSED SESSION—None

M. ADJOURNMENT:

Motion by Director Casey, seconded by Director Nitikman to adjourn the regular meeting at 5:50 p.m.
Motion passed 4-0.

SUBMITTED BY:

James D. Ruth
General Manager