



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

REGULAR MEETING

RUSH PARK
3021 Blume Drive
Rossmoor, California

Tuesday, May 11, 2010

A. ORGANIZATION

1. CALL TO ORDER: 7:02 P.M.

**2. ROLL CALL: Directors Joel Rattner, Jeffrey Rips, Ron Casey, Alfred Coletta,
President Shannon Hough**

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS- None

B. ADDITIONS TO AGENDA – None

C. PUBLIC FORUM

Milt Houghton- reported on the recent RHA/RCSD Ad Hoc Committee Meeting and discussion relative to shared responsibilities between the two organizations and the County. He stated that future meetings were planned to discuss proposed changes to said responsibilities. Mr. Houghton also thanked the RCSD Board, staff, and local high school students for their help and participation in making this year's Rossmoor Community Festival a success. He announced that there had been a recent curb painting solicitation scam in the community, cautioned residents to be wary, and reminded the public that the Homeowner's Association paid for curb painting services.

D. REPORTS TO THE BOARD

1. PUBLIC SAFETY

The General Manager submitted his report to the Board on Public Safety. Discussion ensued relative to the many components outlined in the report. Motion by Director J. Rips, seconded by Director A. Coletta to outline goals for an upcoming workshop, announce the Public Safety Workshop via the website, e-mail blasts, and again at the June 8, 2010 Board Meeting, schedule the Public Safety Workshop for June 16, 2010 and assign an Ad Hoc Committee to be composed of two RHA members, two RCSD

members, a representative from the County Supervisors Office, and a representative from the County Sheriff's Office, to vet the issue. It was the consensus of the Board and RHA President, Milt Houghton, to utilize the existing RHA/RCSD Ad Hoc Committee representatives for said purpose.

Lengthy discussion ensued relative to recent increases in pedestrian accidents, vehicle burglaries, insufficient traffic controls and a lack of dedicated police services. A majority of the Board agreed that a public safety workshop would benefit the community. Motion passed 4-1, with Director J. Rattner voting, No.

2. FY 2010-2011 PRELIMINARY BUDGET & SALARY PLAN

The General Manager reported that District revenues were ahead by \$15K more than last year at this time; had the State not taken \$72,000. He stated that the District would begin the year with a flat budget which will accommodate a robust CIP for the first year and part of the second year. He stated that the salary plan brought employees closer in line with the midpoint and announced that a Public Hearing would be held in July.

The General Manager also recommended that the Board receive the revised FY 2010-2011 Preliminary Budget and approve in concept, the Salary Plan, fund transfers to Fund 40, and notice of public hearing. Discussion ensued relative to various fund transfers. President S. Hough stated that the District Auditor had reviewed and approved said transfers. Motion by Director A. Coletta, seconded by Director J. Rips to adopt the General Manager's recommendation. Motion passed 5-0.

E. CONSENT CALENDAR

1a. MINUTES: Regular Meeting of April 13, 2010

Director J. Rattner stated that he had a small change to the Minutes. Director A. Coletta stated that it was the procedure of the Board to e-mail any substantive changes to the minutes prior to each Board meeting.

2. REVENUE & EXPENDITURE REPORT-MARCH 2010

Motion by Director A. Coletta, seconded by Director J. Rips to approve Items E-1 and E-2 on the Consent Calendar as submitted. Motion passed 5-0.

H. REGULAR CALENDAR

1. YOUTH CENTER

The new Youth Center Coordinator, Lina Lehecka introduced herself to the RCSD Board of Directors and reported to the Board on the Youth Center's summer program of activities and history. The General Manager stated that Recreation Coordinator, Emily James would be playing a more active and integrated role with the Youth Center this year. Motion by Director R. Casey, seconded by Director J. Rips to approve the requested co-sponsorship between the District and the Los Alamitos Youth Center, whereby the District provides the facility at no cost and the Youth Center provides the community with summer programming and activities. Motion passed 5-0.

2. 1ST READING POLICY 2100-VEHICLE

Discussion ensued relative to various grammatical changes suggested by Director J. Rattner. Policy 2100 was unanimously approved for 1st Reading.

3. 1ST READING TO PROPOSED REVISIONS TO POLICY 4055 AUTHORIZED SIGNATURES FOR BANK ACCOUNT

Discussion ensued relative to various grammatical changes suggested by Director J. Rattner, specifically the statement after "unless" on Section 4055.10. The General Manager agreed to revise said statement. Director R. Casey requested 4055.10 be revised to read, "each investment account *opened* or closed..." The General Manager agreed to make said revision. Policy 4055 was unanimously approved for 1st Reading.

4. DISCUSSION AND POSSIBLE ACTION REGARDING AMENDING POLICY 3080 RE: ENFORCEMENT OF PROHIBITION OF HARDSCAPE ON PARKWAYS

The General Manager reported the following relative to hardscape enforcement: The County ordinance which conveyed Commissioner Road authority to the District only pertained to tree planting and tree trimming. District General Counsel was requested to sort through all of the legal authorities which govern these issues. The District has received a comprehensive review of these authorities and also a set of options for the Board to consider as the preferred method of revising and enforcing its policy. The following questions remain for the Board's consideration:

1. Which enforcement option does the Board wish to adopt?
2. Regarding Code Enforcement's question, what is the desired outcome from enforcement of the prohibition of cementing/bricking-over parkways.
 - a. Allow currently cemented/bricked parkways to remain if a tree is already planted in the parkway.

- b. Remove a sufficient amount of cement, brick, or shrubbery in the parkway to plant a parkway tree.
 - c. Remove all hardscape in a parkway except for the situations covered in Policy 3080.
- 3. Determine the scope of notification/publicity to the affected residents and general public. The decision of the Board, at the time of revision of the policy, should be publicized so that wider community input may be considered. President S. Hough opened the floor for discussion and at the request of Director A. Coletta she opened the floor to the public.

Rossmoor resident Erwin Anisman addressed the Board. He mentioned his previous meeting with the Orange County Public Works Department whereby he learned the District could apply for a permit with Orange County Public Works and be granted the authority to remove sufficient hardscape to plant a tree.

The General Manager stated that subsequently, the Director of Orange County Public Works had advised the General Manager that the RCSD only had regulatory authority over hardscapes, not enforcement authority.

Discussion ensued relative to enforcement options. Director J. Rattner opined that some current homeowners may have purchased their home with the parkways already cemented and should not be accountable for the previous homeowner's transgressions and that removing enough of the cement to make room for a tree should suffice. Director R. Casey concurred.

Director A. Coletta stated that ignorance was not an excuse and homeowners were stewards, not owners of the parkway. He added that while the occasional stepping stone encroachment might be tolerated, he was of the opinion that cementing over parkways was not commensurate with Rossmoor's original master plan and that it was now confirmed that all 21 paved parkway sites had never pulled a permit and were in violation of the policy.

Mr. Anisman opined that while he theoretically agreed with Director A. Coletta's views on the hardscape issue, it would be like opening Pandora's box.

Director A. Coletta and Director J. Rips disagreed, adding that it was necessary to establish and adhere to a standard and the RCSD would subsequently enforce said standard in a reasonable manner. Director A. Coletta added that it was the fiduciary responsibility of the County and the District to clearly communicate parkway standards to the residents whether they were first or second generation homeowners.

Motion by Director A. Coletta, seconded by Director J. Rips to direct the General Manager in consult with the District General Counsel to compose a letter requesting the Supervisor Moorlach to request Orange County Counsel to compose a Memorandum of Understanding (MOU) defining the Rossmoor community master plan commensurate

with RCSD Policy 3080 and the e-mail that was outlined on April 14, 2010 by the O. C. Director of Engineering, Mr. Ignacio Ochoa. Motion passed 5-0.

I. GENERAL MANAGER ITEMS

The General Manager reported that the storage building capital project was underway at Rush Park.

J. BOARD MEMBER ITEMS

President S. Hough congratulated District Recreation Coordinator Emily James on her upcoming marriage at the end of the month and wished all the mothers in the community a belated “Happy Mother’s Day”. President Hough reiterated that the Board should follow procedure by e-mailing all grammatical revision requests to the General Manager prior to each Board meeting.

Director A. Coletta restated his desire to have all proposed changes to the minutes e-mailed to the General Manager ahead of time, as per procedure. Director Coletta also reminded the community of the Saturday, May 15th deadline for the CR&R trash bin selection. He encouraged residents to obtain a form from the RCSD office if they had not already receive one in the mail.

Director J. Rips also congratulated Emily James on her upcoming marriage. He stated that he met with District Administrative Assistant, Elizabeth Deering earlier in the week in order to discuss her proposal to redesign the RCSD website. Director Rips thanked Ms. Deering for taking the lead on the project and stated that it was important for the purpose of improving communications with the community. He also stated that he was happy to see the picnic areas and barbeques in use and the new Tetherball Courts being installed; he requested that they be incorporated into the brochure and website. Additionally Director Rips asked staff to research alternative forms of holding public forums. The General Manager suggested a Special Meeting format. Finally, Director Rips humbly requested that all Board Members follow the procedure of e-mailing the General Manager with any changes and/or corrections prior to each Board Meeting.

Director J. Rattner announced that the 405 freeway project was 3 to 6 months behind schedule and that the Orange County Transit Authority had just hired a new contractor. Director J. Rattner also expressed his satisfaction with the recently installed walkway lighting at Rossmoor Park.

Director R. Casey announced that there were U.S. Census enumerators circulating within the Rossmoor community with the intention of visiting those residents who had not completed their census forms. He also stated that residents may be asked questions about their neighbors. The General Manager reminded residents to make sure that anyone knocking on their door, claiming to be U.S. Census workers, be properly credentialed. He also cautioned them not to give out social security numbers or other personal information.

K. CLOSED SESSION- CONFERENCE WITH LABOR NEGOTIATORS

At 9:05 p.m. the Board adjourned the meeting, for a Closed Session regarding Conference with Labor Negotiators.

L. ADJOURNMENT

The Board reconvened the meeting at 10:10 p.m. and reported that the Board had agreed on a revised agreement with HT Group. Motion by Director A. Coletta, seconded by Director J. Rips to approve the revised agreement. Motion passed 4-1, with Director J. Rattner voting No. Motion by Director A. Coletta, seconded by Director J. Rips to adjourn the regular meeting at 10:15 p.m. Motion passed 5-0.

SUBMITTED BY:

Henry Taboada
Consulting General Manager