



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

REGULAR MEETING

RUSH PARK
3021 Blume Drive
Rossmoor, California

Tuesday, July 13, 2010

A. ORGANIZATION

1. CALL TO ORDER: 7:10 P.M.

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

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS- None

B. ADDITIONS TO AGENDA – None

C. PUBLIC FORUM

Rossmoor resident Erwin Anisman had comments relative to Item H-4 on the agenda regarding Paved Parkways. He stated that he agrees with the first option; thinks said option is the most logical. He opined that the subsequent options would unnecessarily expend District resources.

Craig Dibley, CR&R Community Relations Specialist, stated that they had completed two weeks of automated trash conversion. He encouraged residents to continue to place their containers on top of the curb or on the driveway and stated that CR&R would continue to communicate with residents via mailings and their website.

D. REPORTS TO THE BOARD

1. GENERAL MANAGER REPORT ON COYOTES

The General Manager reported to the Board on the status of various steps the RCSD had taken to assist the Rossmoor Predator Management Team (RPMT). He stated that he had sought guidance from District General Counsel on the matter and was advised that the District had no power or jurisdiction whatsoever over coyote management.

President Hough invited members of the public to address the Board on the issue.

RHA President Milt Houghton stated that the RPMT now consisted of 200 citizens. He opined that the District may not have jurisdiction over coyote matters, but was seen as a venue and source of information for residents. He advised the Board that the RPMT had taken over the responsibility of collecting coyote activity statistics and that if the County and State Department of Fish and Game proved to be unresponsive, the Team would possibly take their safety concerns to the State Department of Agriculture. Mr. Houghton concluded that the RPMT was currently exploring all options to keep the community safe and would announce their solutions at a later date.

David Lara stated that the RPMT was now 5 weeks old. He stated that the Team had contacted the Orange County Transit Authority (OCTA) regarding the upcoming 405/605 freeway connector project. The Team projects that the construction will drive coyotes from their habitat and into Rossmoor, thereby exacerbating the problem.

Ron Singer stated that he had sighted two coyotes this past Sunday and had posted pictures on OC180. He added that he had chased one coyote away. President Hough stated that she did not recommend chasing down a coyote and for safety reasons, cautioned Mr. Singer and the community against it.

Rebecca Lara stated her dissatisfaction with the O.C. Public Works response relative to the rusting flood channel gates and their state of disrepair.

Jim Alexander suggested that the RHA purchase some blow horns as a noise deterrent and sell them to the residents for a nominal fee. He added that waiting for the County to take action would be a lengthy process.

The report was received and filed.

2. QUARTERLY REPORT OF THE INVESTMENT COMMITTEE

General Manager reported on the action of the Investment Committee. President S. Hough then passed out an envelope containing a letter directed to Director J. Rattner regarding his interaction with staff while delivering Agendas and Weekly Updates. It was stated that Director Rattner engaged staff in lengthy questioning on status of projects and District activities, at times requiring the payment of overtime to the employee. Director Rattner responded to the latter, stating that he had only engaged staff in an exchange of pleasantries and then only for a short time. Discussion ensued and the remainder of the letter was tabled until later in the meeting. The report was received and filed.

E. CONSENT CALENDAR

Director J. Rattner requested that Item E-2 be removed from the Consent Calendar.

1a. MINUTES: Regular Meeting of June 8, 2010

2. REVENUE & EXPENDITURE REPORT-MAY 2010

Motion by Director A. Coletta, seconded by Director J. Rips to approve Item E-1a. on the Consent Calendar. Motion passed 5-0.

ITEMS PULLED FROM THE CONSENT CALENDAR WERE ACTED UPON AT THIS TIME

2. Director J. Rattner had questions relative to revenue line items contained within the report and expressed confusion relative to certain numerical data regarding parkway tree permits. Accountant/Bookkeeper Kathy Bell addressed said questions. The report was received and filed.

F. PUBLIC HEARING

1. ADOPTION OF FY 2010-2011 FINAL BUDGET

General Manager Recommendation to open hearing, receive presentation from General Manager, take public testimony, close hearing, deliberate and approve Fiscal Year 2010-2011 Proposed Final Budget.

The General Manager reported that currently the District was heavily invested and had paid off various bonds. Discussion ensued relative to cash flow.

Director J. Rattner requested a monthly cash flow report in order to keep the Board informed. Director J. Rips concurred. The General Manager agreed to provide said report.

Motion by Director A. Coletta, seconded by Director J. Rips to adopt the FY 2010-2011 Final Budget. Further discussion ensued. Director A. Coletta called for the question. Motion passed 4-1, with Director J. Rattner voting No.

G. RESOLUTIONS

1. RESOLUTION No. 10-07-13-01 ESTABLISHING THE ANNUAL BUDGET EXPENDITURES TOTAL AMOUNT FOR FISCAL YEAR 2010-2011 FOR THE ROSSMOOR COMMUNITY SERVICES DISTRICT

Motion by Director A. Coletta seconded by Director J. Rips to approve Resolution No. 10-07-13-01 Establishing the Annual Budget Expenditures Total Amount for Fiscal Year 2010-2011 for the Rossmoor Community Services District. Motion passed 4-1, with Director J. Rattner voting No.

2. RESOLUTION No. 10-07-13-02 EXECUTING AN AMENDED AND RESTATED ORANGE COUNTY COUNCIL OF GOVERNMENTS (OCCOG) JOINT POWERS AGREEMENT

Discussion Ensued. Motion by Director A. Coletta, seconded by Director J. Rips to approve Resolution No. 10-07-13-02 Executing an Amended and Restated Orange County Council of Governments (OCCOG) Joint Powers Agreement. Motion passed 5-0.

H. REGULAR CALENDAR

1. SECOND READING TO PROPOSED REVISIONS TO POLICY NO. 2100 DISTRICT VEHICLE USAGE.

General Manager Recommendation to give second reading and adopt proposed revisions to Policy No. 2100 District Vehicle Usage.

Motion by Director A. Coletta, seconded by Director J. Rips to give second reading and adopt proposed revisions to Policy No. 2100 District Vehicle Usage. Motion passed 5-0.

2. SECOND READING TO PROPOSED REVISIONS TO POLICY NO. 4055 AUTHORIZED SIGNATURES FOR BANK ACCOUNT

General Manager Recommendation to give second reading and adopt proposed revisions to Policy No. 4055 Authorized Signatures for Bank Account.

Motion by Director A. Coletta, seconded by Director J. Rips to give second reading and adopt proposed revisions to Policy No. 4055 Authorized Signatures for Bank Account. Motion passed 5-0.

3. FIRST READING TO PROPOSED REVISIONS TO POLICY NO. 3035 INVESTMENT OF DISTRICT FUNDS

Give first reading to proposed revisions to Policy No. 3035 Investment of District Funds.

Motion by Director J. Rattner to retain the language relative to Quarterly meetings. Motion died for lack of a second.

Motion by Director J. Rattner, seconded by Director R. Casey to correct various typographical and grammatical errors contained in 3035.50 and 3035.70, add language relative to mutual funds in section 3035.32 and bring Policy 3035 back for a second reading. Motion passed 5-0.

ITEMS H-8 WAS MOVED UP IN THE AGENDA AT THIS TIME

8. RENEWED AGREEMENT TO PROVIDE TENNIS INSTRUCTION-FERNANDO MOLINA

Recommendation to approve a renewal of Agreement to provide tennis instruction with Mr. Fernando Molina. Director A. Coletta asked what the differences were in the contract. The General Manager stated that a provision had been added to include a penalty for giving lessons on the court without a reservation due to the fact that Mr. Molina had been observed by District staff giving lessons without District approval. Discussion ensued relative to changes in the agreement.

Motion by Director J. Rips, seconded by Director R. Casey to approve Tennis Instructor Fernando Molina's renewed agreement as submitted by the General Manager to provide tennis instruction at Rossmoor Park. Motion passed 5-0.

4. PAVED OVER/BRICKED PARKWAYS

Receive report and provide direction to General Manager regarding proposed operational/policy changes to enforcement of the prohibition of paved/bricked over parkways and other enforcement matters.

Lengthy discussion ensued relative to the various enforcement options contained within the report and possible enforcement solutions.

Director R. Casey felt that Option 1 was the most viable. He stated that Option 2 was a possibility, and Option 3 would require expending an inordinate amount of County resources.

Director A. Coletta stated that he was a strong advocate for Option 2. Motion by Director A. Coletta to adopt Option 2 in the report, seconded by President S. Hough.

Discussion ensued relative to Option 2's requirement that the District establish a percentage of hardscape for parkways.

Director J. Rips had questions relative to what would the District ultimately accomplish by taking on this task. He stated that he did not want the Board to be in the position of being the aesthetics police. He requested that Option 2 either be reworded or the original motion be amended.

Amended Motion by Director A. Coletta, seconded by Director R. Casey to complete a detailed survey of all paved parkways in Rossmoor that are in violation of the policy. Motion passed 4-1. Director J. Rips abstained.

5. REQUISITION NO. 6 FOR DISBURSEMENT OF PROJECT COSTS

Authorize the General Manager to submit Requisition Number 6 (six) to U.S. Bank in order to secure reimbursement from the Improvement Fund for costs expended for improvements to Rush Park.

Discussion ensued. Motion by Director J. Rips, seconded by Director R. Casey to authorize the General Manager to submit Requisition Number 6 (six) (after correcting a minor typographical error in the date) to U.S. Bank in order to secure reimbursement from the Improvement Fund for costs expended for improvements to Rush Park. Motion passed 5-0.

6. CSDA BOARD OF DIRECTORS ELECTION 2010

General Manager Recommendation to discuss proposed slate of candidates and give direction to the General Manager to submit the vote of the Board to the CSDA.

Motion by Director J. Rips, seconded by Director R. Casey to submit the District's vote for Shannon Hough for the CSDA Board of Directors Election 2010: Seat B, Region 6, for a term ending in 2013. Motion passed 4-1. President Hough abstained.

7. CSDA PROPOSED BYLAWS AMENDMENTS

General Manager Recommendation to discuss proposed amendments and give direction to the General Manager to submit the vote of the Board to the CSDA.

Motion by Director J. Rips, seconded by Director R. Casey to adopt the 2010 proposed CSDA bylaws. Motion passed 5-0.

8. RENEWED AGREEMENT TO PROVIDE TENNIS INSTRUCTION-FERNANDO MOLINA

This item was moved ahead of Item H-4 in the agenda.

9. CSDA 2010 ANNUAL CONFERENCE

Authorize General Manager to register Board members for CSDA's Annual Conference in September. He stated that early registration would result in a discounted rate.

Motion by Director A. Coletta, seconded by Director J. Rips to register Board members for CSDA's Annual Conference in September. President S. Hough and Director J. Rips stated that they were both interested in attending. Motion passed 5-0.

I. GENERAL MANAGER ITEMS

General Manager requested that Recreation Superintendent provide the Board with information regarding LAGLS's group going to Nationals in Las Cruces, New Mexico and the Fundraising Activity to offset costs.

J. BOARD MEMBER ITEMS

President S. Hough reiterated her desire to have the General Manager provide monthly cash flow reports provided to the Board. She stated that she felt it would be extremely helpful. The General Manager said they would be provided.

President Hough reminded Director J. Rattner of the correct protocol when interacting with staff and communicating with the Board. She stated that Director Rattner was being disrespectful to the position she now held as President, by carbon copying the 1st Vice President or another Director on e-mail correspondences sent to the General Manager, rather than copying her. Director J. Rattner stated that henceforth he would include President Hough as a recipient of all correspondence he sent to the General Manager.

Director A. Coletta asked if President S. Hough would be seeking formal action with regard to Director J. Rattner's transgressions. President S. Hough replied that if Director J. Rattner's behavior persisted she would seek formal action. Director A. Coletta suggested placing the item on next month's agenda so the Board would have more time to digest the matter and familiarize themselves with the facts. President S. Hough indicated that she would consider Director A. Coletta's suggestion.

Director R. Casey stated that he was very pleased with how the Los Alamitos/JFTB 4th of July Fireworks event turned out and commended President Hough on her participation.

K. CLOSED SESSION-None

L. ADJOURNMENT

Motion by Director R. Casey, 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