



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

REGULAR MEETING

RUSH PARK
3021 Blume Drive
Rossmoor, California

Tuesday, May 10, 2011

A. ORGANIZATION

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

**2. ROLL CALL: Directors Bill Kahlert, Ron Casey, Alfred Coletta,
President Jeffrey Rips,**

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS:

a. Lt. Robert Wren, OC Sheriffs Department-Quarterly Crime Statistics

Lt. Wren reported an increase in property crimes, residential and vehicle burglaries attributable to open windows and doors and valuables being left in plain sight. He stated that the Blockbuster video store had also been robbed. He added that the response times had gone up slightly, but overall there was good coverage and investigative action utilizing the Automatic Fingerprinting System (AFS).

**5. BOARD VACANCY: DISCUSSION & POSSIBLE ACTION RE: APPOINTMENT TO
FILL BOARD VACANCY**

President Rips announced that the Special Meeting which had been scheduled for April 7, 2011 had been cancelled due to scheduling challenges between the Board and respective candidates, some of whom objected to the date because it fell on Mother's Day weekend. The General Manager reported that ten candidates had applied for the vacancy: Van Zeits, Michael Maynard, Mark Nitikman, James Gregson, Michele Fieldson, Cheryl Williamsen, Calvin S. Poissot, Stan Olin, Bob Labrador, and Jeremy Colonna.

Director Coletta stated that some members of the community were of the opinion that the RCSD Board had too hastily entered into the decision to fill the vacancy by appointment rather than by Special Election. Director Coletta asked the General Manager what the costs would be to hold a Special Election. The General Manager replied that according to the Orange County Registrar of Voters a Stand Alone Election would cost between

\$26K-\$30K and an Election by Mail would cost between \$21K-\$25K; additionally, the vacancy wouldn't be filled until September or October 2011; with only a 1 year term remaining.

The Board voted without objection to reschedule the Special Meeting on Tuesday, May 31, 2011 at 5:00 p.m. in order to interview candidates to fill the board vacancy by appointment.

B. ADDITIONS TO AGENDA – None

C. PUBLIC FORUM:

Erwin Anisman expressed his disappointment at not being able to view this month's agenda on the website. Michele Fieldson and Tom Fitzgerald agreed. The General Manager replied that Mr. Anisman could have called him at any time for an explanation; that there had been a collision of extenuating circumstances with staff which had prevented the District from being able to provide this month's agenda electronically. He concluded that the agenda was always posted at all District locations, the public copy was always available for viewing in the office, and hard copies were available upon request.

Ralph Vartabedian opined that all candidates applying for the vacancy should be registered voters. The General Manager replied that the registered voter requirement was printed in the vacancy notice.

Georglyn Seligman gave a brief report on the success of this year's Rossmoor Community Festival. She thanked the RCSD for their co-sponsorship of the event.

D. REPORTS TO THE BOARD

1. Report of the Budget Committee Committee Re: Preliminary FY 2011-2012 Annual Budget

Recommendation to receive the report of the Committee and provide direction to the General Manager regarding the formulation of a final budget and the FY 2011-2012 Annual Salary Plan.

Joel Rattner had comments relative to his opposition to the District Auditor's conclusion that the District should be permitted to receive a \$20K allowance for administration of the Rush Park Bond. He also spoke in opposition to the cost of the Montecito Center Project. He also discussed property tax assessment impacts and opined that repairing the Rush Park Parking Lot was more of a priority.

The General Manager stated that he would bring back a more comprehensive cashflow projection report at the June Board Meeting.

Dave Burgess had questions relative to expenditures on the Montecito Center Project. The General Manager replied that the structural engineering costs had increased.

Motion by Director Kahlert, seconded by President Rips to transfer \$100K from Fund 20 to Fund 10, retransfer to Fund 40 and transfer a like amount back to Reserves. Motion passed 4-0.

Mark Nitikman objected to the proposed salary plan adjustments and commented that employees in the private sector wouldn't be receiving cost of living increases this year. Discussion ensued relative to salary plan adjustments, midpoint percentage calculations and cost of living increases.

Motion by Director Casey, seconded by Director Kahlert to accept the proposed salary plan as submitted. Motion passed 4-0.

Discussion ensued relative to budget items. Motion by Director Kahlert, seconded by Director Casey to implement a \$200K GAS B 45 reserve amount as required by generally accepted accounting principles for local government agencies. Motion passed 4-0.

Discussion ensued relative to potential Fee Schedule increases. Director Coletta stated that although utility costs had steadily increased, those costs were not currently reflected in the fee schedule. He stated that Rossmoor's rates were a considerable value as compared to nearby communities. Comments from the public supported the study and adjustment of fees for an increase in cost recovery.

Motion by Director Coletta, seconded by Director Casey to research potential fee schedule increases by forgoing a consultant and instead researching the costs for similar services in the surrounding communities (Los Alamitos, Seal Beach and Long Beach), provide supporting foundation for the conclusions and bring the findings back to the Board in 60 days. Motion passed 4-0.

E. CONSENT CALENDAR

1a. MINUTES-REGULAR MEETING OF APRIL 12, 2011

1b. MINUTES-SPECIAL MEETING OF APRIL 7, 2011

2. MARCH 2011 REVENUE AND EXPENDITURE REPORT

Motion by Director Coletta, seconded by Director Casey to approve the Consent Calendar as submitted. Motion passed 4-0.

F. PUBLIC HEARING-None

G. RESOLUTIONS-None

H. REGULAR CALENDAR

1. THE YOUTH CENTER SUMMER PROGRAM PARTNERING PROPOSAL

Recommendation to approve the request of Lina Lumme, Executive Director of the Youth Center to continue a partnering relationship with RCSD in providing the Annual Summer Day Camp Program at Rossmoor Park, waive fees and approve program hours exceeding the 8:00 a.m. starting time, the eight hours per day and the more than four hours per day per month limitations.

Lina Lumme briefed the Board on this year's camp highlights. She stated that 30 families receive scholarships to attend the summer camp which has proved to be a true asset to the community.

President Rips stated that he appreciated the program and felt it was important to cosponsor the summer camp. He stated that although the brochure mentioned the RCSD as cosponsor, it did not include the RCSD logo. He requested that the RCSD logo be included in all future brochures. Ms. Lumme agreed.

Motion by Director Coletta, seconded by Director Kahlert to continue a partnering relationship with the Los Alamitos Youth Center in providing the Annual Summer Day Camp Program at Rossmoor Park, waive fees and approve program hours exceeding the 8:00 a.m. starting time, the eight hours per day and the more than four hours per day per month limitations. Motion passed 4-0.

2. PAVED/BRICKED OVER PARKWAYS-NO PARKWAY TREE(S) AND FIRST READING TO REVISED POLICY NO. 3080 PARKWAY AND MEDIAN WAY TREE MAINTENANCE

Received report and provided direction to the General Manager regarding the rejection of a proposed MOU regarding enforcement of the prohibition of paved/bricked over parkways. Discussion ensued.

Motion by Director Coletta, seconded by Director Casey to approve revised Policy No. 3080 Parkway and Rossmoor Way Median Tree Maintenance for 1st Reading. Motion passed 4-0.

3. RENEWAL OF AGREEMENT WITH ROGERS, ANDERSON, MALODY AND SCOTT LLP FOR DISTRICT AUDITING SERVICES

Discuss and take action on an extension of the current Agreement with RAMS for provision of auditing services for the District.

Discussion ensued. The General Manager praised RAMS for their skill and responsiveness. President Rips stated he was very pleased with their service and their quick response to LAFCO's recent requests for records.

Motion by Director Coletta, seconded by Director Casey to approve the renewal of a three year agreement with Rogers, Anderson, Malody and Scott for provision of District Auditing Services to include a \$200 increase per year. Motion passed 5-0.

4. RATIFICATION OF BY-LAWS FOR THE ORANGE COUNTY SPECIAL DISTRICT SELECTION COMMITTEE: (LAFCO SPECIAL DISTRICT REPRESENTATIVES)

Approve the proposed bylaws of the Orange County Special District Selection Committee and authorize the District Board President to sign and submit ballot stating same. Discussion ensued.

Motion by Director Casey, seconded by Director Rips to approve the proposed bylaws of the Orange County Special District Selection Committee and authorize the District Board President to sign and submit ballot stating same. Motion passed 4-0.

5. CONSTRUCTION SERVICES AGREEMENT RE: MONTECITO CENTER CENTER PROJECT AWARD OF CONTRACT

Recommendation and possible action to authorize the General Manager to award a contract to Lozoya Construction Corporation as the lowest possible bidder. The General Manager reported that the bidding process had been completed with 14 General Contractors and 3 Subcontractors in attendance at the bid conference. Lengthy discussion ensued. Five contractors submitted bids. The lowest responsible bidder rescinded his bid and the next lowest bidder Lozoya's bid of \$195,550 was presented to the Board. It was the consensus of the Board that the price of \$168,700 they had originally agreed upon for the Montecito project had been exceeded and was now bid at \$195,550.

Motion by President Rips, seconded by Director Coletta to not go forward as planned with the Montecito Center project, but rather take the project back to the CIP Committee for re-evaluation. Motion passed 4-0.

I. GENERAL MANAGER ITEMS-None

J. BOARD MEMBER ITEMS

Director Casey encouraged the community to attend the June 14th, 7:00 p.m. public hearing on Latent Powers. He also stated he was in favor of scheduling a CIP Committee ASAP to discuss the Montecito Center Project.

President Rips stated that he was disappointed that the Montecito Project was not going forward as planned, but he was confident that delaying the project was ultimately the right decision.

K. CLOSED SESSION-None

L. ADJOURNMENT

Motion by Director Casey, seconded by Director Kahlert to adjourn the regular meeting at 10:20 p.m. Motion passed 4-0.

SUBMITTED BY:

Henry Taboada
Consulting General Manager