



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

REGULAR MEETING

RUSH PARK
3021 Blume Drive
Rossmoor, California

Tuesday, June 14, 2011

A. ORGANIZATION

1. CALL TO ORDER: 7:01 P.M.

**2. ROLL CALL: Directors Ron Casey, Alfred Coletta, President Jeffrey Rips,
Director Bill Kahlert had an excused absence**

3. PLEDGE OF ALLEGIANCE

4. SWEARING IN OF NEW BOARD MEMBER

President Rips conducted the Swearing in Ceremony for newly appointed Director Michael Maynard. Director Maynard took his place at the dais.

5. PRESENTATIONS-None

6. ELECTION OF OFFICERS: 1ST VICE PRESIDENT

President Rips conducted an election for the office of First Vice President.

Motion by Director Casey to nominate Director Coletta as 1st Vice President, seconded by Director Michael Maynard. Motion passed 4-0. President Rips congratulated Director Coletta.

B. ADDITIONS TO AGENDA – None

C. PUBLIC FORUM:

Jim Alexander had some brief comments relative to the deterioration of County communication and response to the needs of the Rossmoor community.

D. REPORTS TO THE BOARD

1. REPORT OF THE PUBLIC WORKS/CIP COMMITTEE RE: PRELIMINARY FY 2011-2012 FUND 40 CIP BUDGET.

Recommendation to receive the report of the Public Works/CIP Committee and reject all bids for the Montecito Center Project. Discussion ensued relative to Fund 40. The General Manager announced that a Public Works/CIP Committee meeting would be held on Thursday, June 16, 2011 at 5:00 p.m. in the Rush Park Kitchen.

Motion by Director Casey, seconded by President Rips to receive the report of the Public Works/CIP Committee and reject all bids for the Montecito Center Project. Motion passed 4-0.

2. REPORT OF THE GENERAL MANAGER RE: FY 2011-2012 PRELIMINARY BUDGET.

Recommendation to receive the report of the General Manager, set date of public hearing and provide direction regarding the formulation of FY 2011-2012 Final Budget. Discussion ensued.

Motion by Director Casey, seconded by Director Coletta to receive the report of the General Manager, set the date of the final budget public hearing to July 12, 2011 and provide direction regarding the formulation of FY 2011-2012 Final Budget. Motion passed 4-0.

E. CONSENT CALENDAR

1a. MINUTES-REGULAR MEETING OF MAY 10, 2011

1b. MINUTES-SPECIAL MEETING OF MAY 31, 2011

2. APRIL 2011 REVENUE AND EXPENDITURE REPORT

Motion by Director Coletta, seconded by Director Casey to approve the Consent Calendar as submitted. Motion passed 3-0. Director Maynard mandatorily abstained.

F. PUBLIC HEARING

1. PUBLIC HEARING REQUIRED PRIOR TO SUBMITTING APPLICATION TO LAFCO FOR THE EXERCISE OF LATENT POWERS.

Recommendation to open the public hearing, receive the report of the General Manager, take testimony from the public, close public hearing, deliberate the matter and provide direction to General Manager on the submission of an application to LAFCO re: Additional Latent Powers. The General Manager gave his report to the Board.

President Rips opened the public hearing. The following members of the public gave their testimony regarding the District submitting an application to LAFCO for the exercise of Latent Powers:

1. Ellen O'Dell, 2. Diane Rush, 3. Eric Christensen, 4. Margaret Kendrick, 5. Susan Johnson, 6. Albert Wilkinson, 7. Eleanor Geller, 8. David Lara, 9. Karen Dow, 10. Ralph Vartabedian, 11. Dorothy Fitzgerald, 12. Louie Mendez, 13. Joel Rattner, 14. Kathleen Simeren, 15. Phil Wyels, 16. Rebecca Lara, 17. Nanette Dahlen-Wan, 18. Linda Goodrich, 19. Don Broun, 20. Michele Fieldson, 21. Ken Brown, 22. Milt Houghton, 22. Mark Nitikman, 23. Erwin Anisman, 24. Jim Alexander, 25. Richard Butterfield. Numerous e-mail comments were also received and submitted to the Board.

Mr. Justin Wallin with Probolsky Research addressed questions from the public regarding the Rossmoor Community Survey and polling process.

Ms. Carolyn Emory with the Local Agency Formation Commission (LAFCO) addressed comments and concerns from the public relative to the latent powers application process and annexation.

At 9:50 p.m. President Rips closed the public hearing thanked the community for their participation and opened the topic for Board member comments.

Director Casey thanked the public and stated they had made many valid remarks and interesting observations. He addressed a familiar Rossmoor resident mantra, "If it ain't broke, don't fix it." He stated his belief was that Moorlach was going to fix it anyway, and feels it is in the best interest of Rossmoor to apply for latent powers.

The General Manager stated that if the Board did not make a decision to move forward with the latent powers application for all three services, the topic would be repeatedly revisited and time wasted.

Director Maynard stated that it was a shame that the District had not been provided with the financial information from the County, however the resolution was clearly written and he was in favor of moving forward with the latent powers application. He felt that improved Animal Control services were clearly needed, most everyone seemed happy with the Orange County Sheriff. He had questions relative to Refuse franchise fees.

Director Coletta stated that Rossmoor needed to guard and cultivate their boundaries and take charge of their destiny. He added that a cooperative relationship no longer existed with the County and it was his belief that Rossmoor needed to go forward with the application.

Motion by Director Coletta to Direct the General Manager to apply for Latent Powers for:

1. Animal Control Services (inclusive of coyote abatement) contingent upon:

(a) Receipt of a "proposal" from the City of Long Beach Animal Control Dept. to provide Animal Control to the community of Rossmoor,

- (b) The Manager to draft a MOU between and amongst the RCSD and the County of Orange regarding the transfer of Animal Control Services and the Animal Control Budget (derived from Rossmoor revenues) from the County of Orange to the RCSD and wherein the County of Orange consents for the RCSD to provide oversight for animal control services, and
- (c) The Manager to negotiate the transfer of the Animal Control Services Budget (derived from Rossmoor revenues) from the County of Orange to the RCSD.

2. Refuse Collection Services contingent upon;

- (a) The Manager to negotiate the transfer of the County of Orange Refuse Collection Budget (derived from Rossmoor revenues) to the RCSD, and
- (b) The Manager to draft and negotiate a MOU between and amongst the County of Orange and the RCSD, wherein the County of Orange consents to the RCSD to have Refuse Collection oversight and the transfer of the Refuse Collection Budget from the County of Orange to the RCSD.

3. Police Services contingent upon;

- (a) The receipt of the Attorney General Opinion,
- (b) The Manager to negotiate the transfer of the County of Orange Sheriff Dept. Budget (derived Rossmoor revenues) to the RCSD, wherein said revenues shall be used by the RCSD to pay for the costs regarding a "direct contract" with the County of Orange Sheriff Dept. for the Sheriff to provide police services to Rossmoor,
- (c) The Manager to draft and negotiate a MOU between and amongst the County of Orange and the RCSD for the transfer of Rossmoor revenues to the RCSD and obtain the consent of the County of Orange for the RCSD to have direct oversight of police services in Rossmoor.

Seconded by Director Casey. Discussion ensued. President Rips called for the question. Motion passed 4-0.

G. RESOLUTIONS

1. RESOLUTION NO. 11-06-14-01 RESOLUTION TO APPLY TO THE LOCAL AGENCY FORMATION COMMISSION FOR APPROVAL TO EXERCISE THE POWER TO PROVIDE POLICE PROTECTION AND LAW ENFORCEMENT, ANIMAL CARE AND REFUSE COLLECTION SERVICES.

Recommendation to Approve by roll call vote, Resolution No. 11-06-14-01 by reading the title only and waiving further reading as follows:

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT TO APPLY TO THE LOCAL AGENCY FORMATION COMMISSION FOR APPROVAL TO EXERCISE THE POWER TO

PROVIDE POLICE PROTECTION AND LAW ENFORCEMENT, ANIMAL CARE AND REFUSE COLLECTION SERVICES

Resolution No. 11-06-14-01 Resolution to Apply to the Local Agency Formation Commission for Approval to Exercise the Power to Provide Commission for Approval to Exercise the Power to Provide Police Protection and Law Enforcement, Animal Care and Refuse Collection Services was unanimously approved by roll call vote 4-0.

H. REGULAR CALENDAR

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

Receive the 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, including the enumerated items 1-4 on page 2 of the policy. Motion passed 4-0.

2. BREA IT PROPOSAL FOR WEBSITE SERVICES

Recommendation to authorize the General Manager to execute an Agreement with Brea IT for providing website services to the District. Discussion ensued. Director Maynard had questions relative to whether or not Brea IT would adhere to website best practice policies and requested clarification relative to proposal comparisons.

Mike Ryan from Brea IT reported to the Board relative to his services, the project timeline, and answered questions from the Board.

Motion by Director Maynard, seconded by Director Coletta to authorize the General Manager to execute an Agreement with Brea IT for providing website services to the District. Motion passed 4-0.

3. AMENDMENT-STREET SWEEPING SERVICES-R.F. DICKSON CO.

Authorize the General Manager to execute an Amendment to the current Agreement with R.F. Dickson Co. Inc. (Dickson) for an additional 3 year term. Discussion ensued.

Motion by Director Casey, seconded by Director Coletta to authorize the General Manager to execute an Amendment to the current Agreement with R.F. Dickson Co. Inc.

(Dickson) for an additional 3 years, with no increase in the first year and a CPI increase for the third year. Motion passed 4-0.

4. FIRST AMENDMENT TO AMENDED AND RESTATED AGREEMENT WITH KELRAN LLC FOR TREE CONSULTING SERVICES

Approve the First Amendment to Amended and Restated Agreement with Kelran, LLC for provision of tree consulting services. Discussion ensued.

Joel Rattner had questions relative to whether or not the resident had the freedom to reject a tree planting on their parkway. The General Manager replied that District policy stated there would be a tree on every parkway and in cases where there was disagreement, the policy would prevail.

Motion by Director Coletta, seconded by President Rips to authorize the General Manager to execute the First Amendment to Amended and Restated Agreement with Kelran, LLC for provision of tree consulting services Motion passed 4-0.

I. GENERAL MANAGER ITEMS

The General Manager reported on the City of Seal Beach construction schedule for the double left turn pocket on Seal Beach Blvd. and St. Cloud. He stated the project would be commencing on July 5th and would occur simultaneously with the West County Connectors Project, which would probably cause significant traffic issues. The General Manager also reported that tree trimming was currently being done in all the parks.

He announced that the first Movie in the Park of the summer would take place this Friday, June 17th at Rush Park in Rossmoor and the District would be showing “Yogi Bear”. He encouraged the public to attend the other summer events planned such as Concerts and Shakespeare in the Park.

J. BOARD MEMBER ITEMS

President Rips welcomed Director Maynard to the Board and thanked Administrative Assistant Elizabeth Deering for her hard work on the Public Hearing PowerPoint Presentation.

Director Coletta formerly welcomed Director Maynard to the Board. He requested that staff resurrect the RHA commemorative plaque located in the Rossmoor Park Community Center and discuss potential candidates for recognition. He also requested that Recreation Coordinator Emily Gingras research the addition of a Chili Cook-off to the annual Rossmoor Community Festival. Director Coletta requested that in order to improve attendance next year, that more advanced notice be given to the event.

Director Casey welcomed Director Maynard to the Board. He stated they had many good candidates to choose from; it was a difficult decision, but the Board made an excellent choice. He thanked all of the residents for attending the public hearing.

Director Maynard thanked the Board for the opportunity to serve. He thanked all of the citizens who attended the public hearing and voiced their opinions; said it was clear they loved Rossmoor as much as he does.

K. CLOSED SESSION-None

L. ADJOURNMENT

Motion by Director Casey, seconded by Director Coletta to adjourn the regular meeting at 11:00 p.m. Motion passed 4-0.

SUBMITTED BY:

Henry Taboada
Consulting General Manager