

RANCHO MURIETA COMMUNITY SERVICES DISTRICT

Board of Directors Meeting

MINUTES

May 21, 2014

(*Amended April 15, 2015)

4:00 p.m. Closed Session * 5:00 p.m. Open Session

1. CALL TO ORDER/ROLL CALL

President Gerald Pasek called the regular meeting of the Board of Directors of Rancho Murieta Community Services District to order at 4:00 p.m. in the District meeting room, 15160 Jackson Road, Rancho Murieta. Directors present were Gerald Pasek, Roberta Belton, Betty Ferraro, and Paul Gumbinger. Also present were Edward R. Crouse, General Manager; Darlene Gillum, Assistant General Manager; Greg Remson, Security Chief; Paul Siebensohn, Director of Field Operations; and Suzanne Lindenfeld, District Secretary. Director Martel was absent.

2. BOARD ADJOURNED TO CLOSED SESSION AT 4:03 P.M. TO DISCUSS THE FOLLOWING ITEMS:

Conference with Legal Counsel – Anticipated Litigation involving significant exposure to litigation in one (1) potential case, an April 29, 2014 property damage claim filed by R. Weaver. (Government Code Section 54956.9(d)(2)).

Under Government Code 54957: Public Employee Employment: Title: General Manager.

Director Martel arrived at 4:03 p.m.

3/4. BOARD RECONVENED TO OPEN SESSION AT 5:03 P.M. AND REPORTED THE FOLLOWING:

Conference with Legal Counsel – Anticipated Litigation involving significant exposure to litigation in one (1) potential case, an April 29, 2014 property damage claim filed by R. Weaver. (Government Code Section 54956.9(d)(2)). Nothing to report back.

Under Government Code 54957: Public Employee Employment: Title: General Manager. President Pasek stated once contract negotiations are completed, an announcement will be made.

5. COMMENTS FROM THE PUBLIC

Ted Hart commented on Stonehouse Park being watered more than 3 days a week.

Phil Neff commented on Lake Guadalupe being filled, body contact, and why boats are allowed. Director Martel commented that the District needs to formally address Mr. Neff's concerns and get Rancho Murieta Association to have this matter addressed at one of their Board meetings. President Pasek suggested staff re-visit body contact rules in the lakes.

6. ADOPT AGENDA

Motion/Gumbinger to adopt the agenda. **Second/Belton.** **Ayes: Pasek, Belton, Ferraro, Gumbinger, Martel.** **Noes: None.**

7. SPECIAL ANNOUNCEMENTS AND ACTIVITIES

None.

8. CONSENT CALENDAR

Under Agenda Item 8b1, Director Martel gave a brief summary of the goal of the Security Ad Hoc Committee. The Committee is looking at surveillance cameras being placed throughout the community. The cameras will not deter but will help convict suspects and help Security Patrol Officers.

Motion/Belton to adopt the consent calendar. **Second/Gumbinger**. **Roll Call Vote: Ayes: Pasek, Belton, Ferraro, Gumbinger, Martel. Noes: None.**

9. STAFF REPORTS

Under Agenda Item 9d, Director Ferraro asked about the status of the Utilities Supervisor position. Paul Siebensohn stated that about 20 applications were received. The first round of interviews have been conducted. A second round will be scheduled.

Director Martel stated that he heard someone ran over a dog. Chief Remson stated that there has not been any report of such an incident.

10. CORRESPONDENCE

None.

11. RECEIVE 2013 DIVERSION REPORT - Presentation by Jack Fiori, California Waste Recovery Systems

Jack Fiori, California Waste Recovery Systems (CWRS), gave a presentation regarding the 2013 Diversion Report for Rancho Murieta. The items covered in the report included the consolidated tons collected in Rancho Murieta: 1,963 tons of solid waste, 1,085 tons of green-waste and 601 tons of recycled materials for a total of 3,649 tons. A question and answer period followed.

12. PUBLIC HEARING - TO ADOPT RESOLUTION 2014-07, A RESOLUTION ADOPTING A MITIGATED NEGATIVE DECLARATION FOR GROUNDWATER WELL AUGMENTATION PROJECT AND APPROVING THE PROJECT

Paul Siebensohn gave a summary of the recommendation to adopt Resolution 2014-07, a resolution adopting a mitigated negative Declaration for the Groundwater Well Augmentation Project and approving the project.

President Pasek opened the hearing at 6:04 p.m.

There were no comments.

President Pasek closed the hearing at 6:05 p.m.

Motion Gumbinger to adopt Resolution 2014-07, a Resolution Adopting the Groundwater Augmentation Well Environmental Initial Study and Proposed Mitigated Negative Declaration, authorize the filing of a Notice of Determination under the California Environmental Quality Act (CEQA), and approve the Project. **Second/Martel**. **Roll Call Vote: Ayes: Pasek, Belton, Ferraro, Gumbinger, Martel. Noes: None.**

13. APPROVE AUGMENTATION WELL CEQA COSTS

Paul Siebensohn gave a brief summary of the recommendation to approve payment to Atkins for Groundwater Augmentation Well Project CEQA Completion and CVFPB Permit Application and approve the proposal from Atkins for Groundwater Augmentation Well Project - Out of Scope Task 1 - Cost Estimate.

Motion/Belton to approve payment to Atkins for Groundwater Augmentation Well Project CEQA Completion and CVFPB Permit Application, in an amount not to exceed \$10,971.22. Funding to come from Water Supply Augmentation Reserves.

Approve proposal from Atkins for Groundwater Augmentation Well Project - Out of Scope Task 1 - Cost Estimate, in an amount not to exceed \$9,540.00. Funding to come from Water Supply Augmentation Reserves. **Second/Ferraro. Ayes: Pasek, Belton, Ferraro, Gumbinger, Martel. Noes: None.**

14. REVIEW OF THE PROPOSED 2014/2015 BUDGET AND CAPITAL PROJECTS

Darlene Gillum gave a brief summary of the 2014/2015 budget and Capital Project. Darlene stated that she will give a more detailed presentation at the Budget Workshop on June 7, 2014.

Motion/Gumbinger to Introduce Resolution 2014-08, waive the first reading and continue to the June 18, 2014 Board meeting for adoption. **Second/Pasek. Roll Call: Ayes: Pasek, Belton, Ferraro, Gumbinger, Martel. Noes: None.**

15. PUBLIC HEARING - CONSIDER APPROVAL OF THE PROPOSED SERVICE CHARGE INCREASES AND SPECIAL TAX ADJUSTMENTS

Darlene Gillum gave a brief overview of the proposed rate increase for water, sewer, drainage, solid waste, and security, followed by a question and answer period. With the Board's decision to go to a Stage 1- Water Alert, tiered pricing rates have been removed from the budget.

President Pasek opened the public hearing at 6:33 p.m. and asked for public comments.

No public comments.

President Pasek closed the public hearing at 6:34 p.m.

Motion/Belton to introduce Ordinance 2014-01, waive the first reading and continue to the June 18, 2014 Board meeting for adoption. **Second/Ferraro. Roll Call: Ayes: Pasek, Belton, Ferraro, Gumbinger, Martel. Noes: None.**

16. RECEIVE DROUGHT UPDATE

Paul Siebensohn gave a brief update on the drought. On April 25, 2014, Governor Jerry Brown issued an executive order to reaffirm the Stat's need to continue to conserve water. The Order is a recommendation not a mandate. Director Ferraro stated that the Order also states that homeowner associations cannot fine residents for having brown grass.

17. RECEIVE WATER TREATMENT PLANT EXPANSION PROJECT UPDATE

a. Review, Consider, and Possible Approval of Financing and Services Agreement with Various Landowners Concerning Funding for Water Treatment Plant Expansion Project and Related Matters.

Darlene Gillum gave a brief summary of the recommendation to approve the Financing and Services Agreement with Cosumnes River Land, Rancho Murieta Properties, Murieta Industrial Park, Murieta Lakeside Properties, and Murieta Highlands. There has only been a few clean up changes to the language since the last review by the Board.

Director Belton commented on her concerns with the having such little time to review the agreement.

Motion/Gumbinger to Approve the Financing and Services Agreement with Cosumnes River Land, Rancho Murieta Properties, Murieta Industrial Park, Murieta Lakeside Properties, and Murieta Highlands in substantially the form as presented at this meeting and authorize the Board President to approve and sign the final Agreement together with any minor additions or changes deemed necessary or advisable by the Board President in consultation with the Agency General Manager and General Counsel. **Second/Ferraro. ROLL CALL VOTE: Ayes: Pasek, Ferraro, Gumbinger, Martel. Noes: Belton.**

Director Gumbinger commended Darlene for all her work on getting this Financing and Services Agreement completed. Directors Ferraro and Belton agreed.

b. Authorize General Manager to Award Bids and Enter Into Contracts with Contractors for the Water Treatment Plant Expansion Project and Authorize General Manager to Assign Contracts to Roebbelen

Darlene Gillum gave a brief summary of the recommendation to authorize the General Manager to award bids and enter into contact with contractors for the Water Treatment Plant Expansion Project.

Motion/Gumbinger to authorize the General Manager to award construction bids for the Water Treatment Plant Expansion Project as listed in the Agenda, approve and sign the construction contracts, and assign those contracts to Roebbelen Construction Management Services, Inc., under the terms of the Professional Services Agreement dated September 18, 2013, but only after (1) the Financing and Services Agreement has been finalized and signed, and 2) the District has received from the Financing and Services Agreement owners the \$4 million Letter of Credit and an additional cash deposit of \$178,245. **Second/Ferraro. ROLL CALL VOTE: Ayes: Pasek, Ferraro, Gumbinger, Martel. Noes: Belton.**

c. Consider Adoption of Resolution Approving Inter-Fund Borrowing to Finance Portion of District's Share of Water Treatment Plant Expansion Project

Darlene Gillum gave a brief summary of the recommendation to approve Resolution 2014-10, approving inter-fund borrowing to finance the District's share of the Water Treatment Plant Expansion Project.

Motion/Gumbinger Adopt Resolution 2014-10, a resolution approving inter-fund borrowing to finance portion of District's share of Water Treatment Plant Expansion Project. **Second/Martel.**
ROLL CALL VOTE: Ayes: Pasek, Ferraro, Gumbinger, Martel. Noes: Belton.

18. ADOPT REVISED UTILITIES SUPERVISOR JOB DESCRIPTION

Paul Siebensohn gave a brief summary of the recommended changes to the Utilities Supervisor job description.

Motion/Gumbinger to adopt the revised Utilities Supervisor job description. **Second/Belton.** **ROLL CALL VOTE: Ayes: Pasek, Belton, Ferraro, Gumbinger, Martel. Noes: None.**

President Pasek suggested all job descriptions include a requirement to be able to speak English.

19. ADOPT REVISED DIRECTOR OF FIELD OPERATIONS JOB DESCRIPTION

Paul Siebensohn gave a brief summary of the recommended changes to the Director of Field Operations job description.

Motion/Gumbinger to adopt the revised Director of Field Operations job description. **Second/Ferraro.** **ROLL CALL VOTE: Ayes: Pasek, Belton, Ferraro, Gumbinger, Martel. Noes: None.**

20. APPROVE FINANCIAL RESERVE STUDY PROPOSAL

Darlene Gillum gave a brief summary of the recommendation to approve the proposal from Association reserves to conduct a financial reserve study for the District. President Pasek requested that the Finance Committee meet with them for a kick-off meeting.

Motion/Martel to approve the proposal from Association Reserves to conduct a financial reserve study of the District, in an amount not to exceed ~~\$12,900~~ \$14,835. Funding to come from Water, Sewer, Drainage and Security Operating Budgets. **Second/Gumbinger.** **Ayes: Pasek, Belton, Ferraro, Gumbinger, Martel. Noes: None.**

21. REVIEW AND SELECT CONFERENCE/EDUCATION OPPORTUNITIES

No discussion.

22. REVIEW MEETING DATES/TIMES

No discussion.

23. COMMENTS/SUGGESTIONS-BOARD MEMBERS AND STAFF

Director Martel stated that the ad hoc Security Committee should have a report to the Board in September 2014.

Paul Siebensohn gave a brief summary of the California Rural Water Association 2014 Expo he attended in Lake Tahoe.

Director Gumbinger commented on what a good job David Herrmann and Travis Bohannon did on the water presentation to the Kiwanis club.

Director Ferraro commented on the need for banners regarding the watering schedule. Director Ferraro also commented on what a fine job James Colas did on replacing her meter.

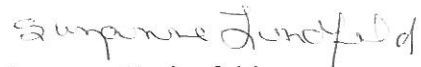
Ed Crouse thanked Darlene for all the hard work she has been doing regarding the Financing and Services Agreement, the budget and all other projects she has been working on.

Director Martel commented on his concern with the airport not complying with what was agreed to with the District.

24. ADJOURNMENT

Motion/Belton to adjourn at 8:04 p.m. Second/Ferraro. Ayes: Pasek, Belton, Ferraro, Gumbinger, Martel. Noes: None.

Respectfully submitted as amended,



Suzanne Lindenfeld
District Secretary