



BEAR VALLEY COMMUNITY SERVICES DISTRICT

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BEAR VALLEY COMMUNITY SERVICES DISTRICT SPECIAL BOARD MEETING MINUTES

DATE OF MEETING: May 16, 2013
PLACE OF OPEN & CLOSED SESSION MEETINGS: BVCSO 28999 South Lower Valley Road
TIME OF OPEN SESSION MEETING: 9 a.m.
CLOSED SESSION TO IMMEDIATELY FOLLOW

1. CALL TO ORDER

- **President Zanutto called the meeting to order.**

2. ROLL CALL

President Rick Zanutto
Vice President Bill Mason
Director Charlene LaClaire
Director Al Romano
Director Bonnie Shea

- **All directors were present. Also present: General Manager Jeff Hodge, Assistant General Manager/Secretary to the Board of Directors Sandy Janzen, Chief of Police Rod Walthers, Public Works Superintendent Larry Tuma. Finance Director/Treasurer Rudy Hernandez left the meeting at 10:15 a.m. for training and returned following his lunch break.**

3. PLEDGE OF ALLEGIANCE

- **Director LaClaire led the Pledge of Allegiance at the request of President Zanutto.**

4. CONSENT CALENDAR

All items listed on the Consent Calendar are considered to be routine and noncontroversial by staff. However, if discussion is required, the item will be removed from the consent agenda and will be discussed after the consent agenda is approved.

CONSENT CALENDAR MOTION:

THAT ALL MOTIONS INDICATED BY CONSENT CALENDAR ITEMS A THROUGH I BE ADOPTED EXCEPT FOR D AND F: MASON. SECONDED: ROMANO. Items D and F were not available from staff. Director Romano requested that Items G and H be removed. Resident Steve Miles requested Item I be removed. Directors Mason, Romano, Zanutto and LaClaire made comments. Public Comments made by: Linda LeLievre, Steve Miles, and Sandy Williams. **MOTION TO APPROVE CONSENT CALENDAR ITEMS A, B, C, E, G, H, and I: LACLAIRE. SECONDED: MASON. THE MOTION WAS PASSED UNANIMOUSLY.**

- A. Board Minutes – that the minutes of the April 8, 2013 special board meeting and the April 11, 2013 regular board meeting be approved as submitted.
- B. Committee Reports – that the notes from the committee meetings be accepted as submitted
- C. Disclosure of Expenses as submitted
- D. Register of Warrants for March 2013

- E. Treasurer's Report – that the monthly Treasurer's report for April 2013 be accepted as submitted
- F. Financial Statements for May 2013 as submitted
- G. Approval of BVSA project as recommended by the Liaison Committee for: Replacement of three Exterior Doors at the Oak Tree Country Club
- H. Approval of BVSA project as recommended by the Liaison Committee for: Replacement of three Beaubien Field Baseball Backstops
- I. Approval of BVSA project as recommended by the Liaison Committee for: Oak Tree Country Club Golf Course Driving Range Improvement Project

5. PUBLIC COMMENTS

This is the time set aside for those wishing to address the Board on matters not on the Agenda which fall under the authority of the Board. No action may be taken by the Board except to set the matter presented for the next regular Board Meeting. Please state your name and address and provide the Secretary with the Public Comments Information Form so you can be properly included in the consideration of the item. Please limit your comments to three minutes so that all who wish to speak can be heard.

- **Jim Nelson: Earthquake and fire safety of Whiting Center and Equestrian Center buildings.**
- **Dr, Michel Buchard St. Louis: Thanked staff for financial documents on the website; requested a timely audit, and presented a hard copy of an email sent to the directors to the Board of Directors. He also requested a call from Chief Walthers following the meeting.**
- **Steve Miles questioned the timing of the meeting.**

6. BOARD COMMENTS

- **Director Romano provided an oral report regarding the ACWA Conference that both he and Director Shea attended. He mentioned: AB 1818, AMI and AMR meter reading, tiered rates, climate change, employee handbooks, social media, Proposition 84 and the Hydro Knot.**
- **Vice President Mason thanks Director Romano for his report.**
- **Director LaClaire thanked Director Romano's social media handout.**

7. STAFF REPORTS

Financial Report – Mr. Hernandez stated that he has been ill and did not have a report to provide the Board of Directors.

Public Works Status Report- Mr. Tuma provided a written report and an oral TWAPC report. Vice President Mason requested the next public works report include the crack sealing mileage and requested the water production report include trends, total potable productions, Bear Valley and Cummings Valley percentages, totals of lake fill production to include same number of months for preceding years, and that the report be referred back to the Infrastructure Committee. Vice President Mason also thanked staff for the Bear Tracks article regarding the water system. Director Romano suggested weather conditions be placed on the report and asked questions regarding repairs. Director LaClaire made a clarifying statement regarding lake fill water. President Zanutto made a comment regarding water treatment and 90 acre feet of water going down Sycamore Canyon. Public Comments were made by: Kirk Wooldridge, Linda LeLierve, and Jim Nelson.

Public Safety Report - Chief Walthers present a written report. Vice President Mason requested that the mail theft reports be added back onto the stat report, that a condor rumor be investigated, and asked questions regarding the Volunteers in Police Service participation in the DUI program. Public Comments were made by Jim Nelson regarding the Officer Involved Shooting and Gil Grace regarding the patrol pickup trucks.

8. DISCUSSION AND ADOPTION OF A RESOLUTION AUTHORIZING THE UTILIZATION OF PARK AND RECREATION FUNDS TO PAY FOR LAKE FILL WATER (Mr. Hodge)

PRESIDENT ZANUTTO OPENED THE DISCUSSION. MANAGEMENT WAS DIRECTED TO REVIEW THE CSD/BVSA LEASE WITH LEGAL COUNSEL FROM BOTH ENTITIES. STAFF DIRECTED TO BRING A RESOLUTION TO THE LIAISON COMMITTEE FOR REVIEW AT THE MAY MEETING. Board Comments were made by Directors: Mason, Romano, and Zanutto. Public Comments were made by: Ralph Kermode and Linda LeLievre.

9. ADOPTION OF A RESOLUTION DECLARING AND ORDERING THE CONTROL, REMOVAL, AND ERADICATION OF PINE BARK BEETLE INFESTATION AND SETTING A PUBLIC HEARING (Mr. Hodge)
ITEM CONTINUED.
10. PUBLIC HEARING ORDERING THE CONTROL, REMOVAL, AND ERADICATION OF PINE BARK BEETLE INFESTATION (Mr. Hodge)
ITEM CONTINUED.
11. ADOPTION OF A RESOLUTION DECLARING AND ORDERING THE CONTROL, REMOVAL AND ERADICATION OF STARHISTLE(Mr. Hodge)
MOTION TO ADOPT A RESOLUTION SETTING A PUBLIC HEARING FOR 6 PM JUNE 13, 2013 DECLARING AND ORDERING THE CONTROL, REMOVAL AND ERADICATION OF STARHISTLE INFESTATION: ROMANO. SECONDED: SHEA. THE MOTION PASSED UNANIMOUSLY. There were no Board or Public Comments.
12. ADJOURN FOR LUNCH AT NOON (President Zanutto)
PRESIDENT ZANUTTO ADJOURNED OPEN SESSION FOR A WORKING LUNCH TO AND CLOSED SESSION AT 11:45 PM.
13. RECONVENE MEETING AT 1 P.M. (President Zanutto)
PRESIDENT ZANUTTO RECONVENED OPEN SESSION AT 1:07 PM AND PROVIDED A SUMMARY AS STATED BELOW.
14. APPROVAL OF STAFF RECOMMENDATION TO SELECT NEW PAVEMENT MANAGEMENT CONSULTANT (Mr. Hodge)
ITEM REMOVED FROM AGENDA DUE TO PROGRESS MADE DURING THE INFRASTRUCTURE COMMITTEE MEETING.
15. ADOPTION OF RECOMMENDATION OF COMMUNICATIONS COMMITTEE TO MOVE FROM THE BEAR TRACKS NEWSLETTER (HARD MEDIA) TO ELECTRONIC (SOFT MEDIA) (Mr. Hodge)
PRESIDENT ZANUTTO REQUESTED DIRECTOR ROMANO OPEN THE DISCUSSION. Board Comments were made by all Directors. Public Comments were made by: Ralph Kermode, Al Sharp, Kirk Wooldridge, Bob Howard, Jim Nelson, and Linda LeLievre. STAFF WAS DIRECTED TO TAKE THE ITEM BACK TO THE COMMUNICATIONS COMMITTEE TO DEVELOP A LIST OF NON NEGOTIABLE DEMANDS FOR THE PUBLISHER, BOARD MEMBERS NOT ON THE COMMITTEE ARE TO PRESENT THEIR REQUESTS TO STAFF. STAFF DIRECTED TO EXPLORE ALL FORMS OF COMMUNICATION AND TO PURSUE THE STEPS NEEDED FOR THE DISTRICT TRANSPARENCY CERTIFICATE (Staff reported they were already working on the checklist for the certification.) A MOTION WAS NOT MADE.
16. DISCUSSION AND EVALUATION OF LOCKBOX SYSTEM FOR THE PAYMENT OF WATER BILLS (Mr. Hodge)
MOTION TO ELIMINATE THE LOCKBOX SYSTEM: LACLARE. SECONDED: ROMANO. THE MOTION PASSED UNANIMOUSLY. Public Comments were made by Al Sharp. He suggested future approvals be based on a cost/trade benefit study.
17. DISCUSSION/REVIEW OF PRELIMINARY FISCAL YEAR BUDGET 2013-14 (Mr. Hodge)
President Zanutto recommended this item be referred back to the Finance Committee for review before the June regular board meeting. Vice President Mason requested that staff provide the April Financials as soon as possible as well as the audit actuals. Vice President Mason also stated that the Board should provide any suggested budget changes to staff before the Finance Committee meeting. There was no further review or discussion.
18. DISCUSSION AND EVALUATION OF BEAR VALLEY COMMUNITY SERVICES DISTRICTS 911 DISPATCH DEPARTMENT (Mr. Hodge)

ITEM DISCUSSED. Board Comments made by Directors: LaClaire, Mason, and Zanutto. Public Comments made by: Al Sharp and Linda LeLievre. NO ACTION WAS TAKEN.

**19. ADJOURN TO CLOSED SESSION
REPORTED ABOVE.**

20. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION; (Harris v. Bear Valley Community Services District et al.; United States District Court Case No. 1:12-CV-01664-LJO-JLT) Govt. Code §54956.9(a)

NO REPORTABLE ACTION.

B. CONFERENCE WITH DESIGNATED LABOR NEGOTIATORS, RICK ZANUTTO AND JEFF HODGE, REGARDING NEGOTIATIONS WITH POLICE OFFICERS RESEARCH ASSOCIATION OF CALIFORNIA (PORAC) AND SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 521 (SEIU) (Govt. Code, §54957.6)

PRESIDENT ZANUTTO STATED THAT THERE WAS NO REPORTABLE ACTION, THAT DISCUSSION ENSUED AND THAT NEGOTIATIONS WITH SEIU WOULD BEGIN NEXT WEEK.

**21. ADJOURN CLOSED SESSION
REPORTED ABOVE.**

**22. SUMMARY OF ACTIONS TAKEN DURING CLOSED SESSION (President Zanutto)
PROVIDED ABOVE.**

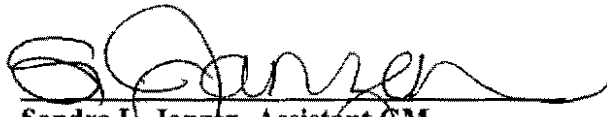
23. ADJOURNMENT

President Zanutto adjourned the meeting at 1:40 p.m.



**Rick Zanutto, President
Board of Directors**

ATTEST:



**Sandra L. Janzen, Assistant GM
Secretary to the Boar of Directors**