

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

REGULAR MEETING

RUSH PARK
3021 Blume Drive
Rossmoor, California

Tuesday, May 13, 2008

A. ORGANIZATION

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

2. ROLL CALL: Directors Joel Rattner, Erwin Anisman, Alfred Coletta, President Shawn Wilson. Director Mark Nitikman arrived tardy at 7:45 p.m.

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS

a. ERIC CHRISTIANSEN: INCORPORATION.

Co-chairman of the Rossmoor Planning Committee, Eric Christiansen, gave a report to the Board on some of the important developments that had taken place in the last month which would impact Rossmoor incorporation and reminded the public of some important dates: The release of the LAFCO Staff Report on May 15, 2008, and the LAFCO Public Hearing date regarding Rossmoor incorporation, which had been moved up from the original date of June 18, 2008 to May 22, 2008; he encouraged the public to attend. Mr. Christiansen also discussed some of the comments regarding the LAFCO Comprehensive Fiscal Analysis, posted on the LAFCO website, stating that over the past twenty years, seven cities had become incorporated in Orange County. Eric Christiansen then took questions relative to said topics.

B. ADDITIONS TO AGENDA – None

C. PUBLIC FORUM

Rossmoor Homeowners Association President Bill Gekler announced the RHA had sent a letter to LAFCO formalizing their support for placing the incorporation of Rossmoor as well as the dual utility tax option proposal on the ballot. Mr. Gekler proceeded to read the first paragraph of same letter.

Bill Gekler briefed the Board on the highlights of the Annual Family Fun Day Picnic that had taken place at Rush Park on May 3rd and 4th. Mr. Gekler thanked RCSD Park Superintendent, Omero Perez and RCSD General Manager, Henry Taboada for their support. Bill Gekler stated that the picnic got off to a bumpy start; however, it was successful as a whole. The carnival rides proved to be very popular and feedback from the Rossmoor community was overwhelmingly positive. Bill Gekler admitted that the RHA had learned some lessons from the experience, and as a result, planned to make some improvements to next year's picnic. Mr. Gekler invited the public to make suggestions and give feedback relative to the Family Fun Day Picnic and submit their comments via the RHA website.

D. REPORTS TO THE BOARD- FINANCE COMMITTEE-FY 2008/2009 PRELIM. BUDGET AND ANNUAL SALARY PLAN.

Kim Engel presented the RCSD 2008/2009 Preliminary Budget Document. Discussion ensued relative to how well the document had been prepared by Ms. Engel. There was discussion regarding increasing the budget for planting trees. All Directors agreed to increase the budget for said purpose. Kim Engel agreed to come back to the next regular meeting of the Board with budget adjustments that would facilitate tree planting.

The RCSD Employee Salary Plan was reviewed by the Board. Motion by Director Anisman, seconded by Director Coletta to adopt the RCSD Employee Salary Plan. Motion passed 5-0.

E. CONSENT CALENDAR

Director J. Rattner requested the removal of Items E-4 and E-5. Motion by Director M. Nitikman, seconded by Director E. Anisman to approve Items E-1a, E-2, and E-3 and E-6 on the Consent Calendar. Motion passed 5-0

1. MINUTES:

a. Regular Meeting of April 8, 2008.

The Minutes of the Regular Meeting of April 8, 2008 were approved.

2. REVENUE AND EXPENDITURE REPORT-MARCH, 2008

The report was received and filed.

3. VACANT SITE QUARTERLY REPORT (REVISED)

The report was received and filed.

4. ORANGE COUNTY FIRE AUTHORITY UPDATE

This item was removed from the consent calendar.

5. ORANGE COUNTY CONTRACT RENEWAL FOR STREET SWEEPING REIMBURSEMENT

This item was removed from the consent calendar.

THE ITEMS REMOVED FROM THE CONSENT CALENDAR WERE ACTED UPON AT THIS TIME.

4. ORANGE COUNTY FIRE AUTHORITY UPDATE

Director J. Rattner requested that the Rossmoor data be separated from the rest of the Orange County unincorporated areas listed in the report as one entity. The General Manager informed Director J. Rattner that the O.C. Fire Authority could definitely extrapolate said data; however, there could be an additional charge to the RCSD for doing so. Director E. Anisman commented that, in his opinion, the average response time data presented was deceiving; a spread/range was needed to make the data clearer. The General Manager stated that he would ask for the revised data, which if received, would be submitted at the next regular Board Meeting. Director Rattner further stated that he wanted to see the “Rossmoor” name painted alongside “Los Alamitos” on the side of the fire trucks after the phrase “Proudly serving...” The General Manager agreed to ask the O.C. Fire Authority, but couldn’t guarantee their cooperation. Motion by Director M. Nitikman, seconded by Director J. Rattner to receive and file the report. Motion passed 5-0.

5. ORANGE COUNTY CONTRACT RENEWAL FOR STREET SWEEPING REIMBURSEMENT

The General Manager stated that the price agreement with the County for the street sweeping reimbursement was still pending. Kim Engel added that she had put in a price modification to the County for the current fiscal year. RCSD cost projections are sent to the County and the price agreement arrives after the executed contract. Ms. Engel further stated that she was confident the price modifications would be approved by the County. Motion by Director M. Nitikman, seconded by Director J. Rattner to renew the contract with the County. Motion passed 5-0.

F. PUBLIC HEARING – None

G. RESOLUTIONS - None

H. REGULAR CALENDAR

REGULAR CALENDAR ITEM H-6 WAS TAKEN OUT OF ORDER AND ACTED UPON AT THIS TIME.

6. STEVEN B. FRATES PROPOSAL-ACTUAL COST ANALYSIS & REVENUES

OF VARIOUS CITIES COMPARED TO ROSSMOOR.

Dr. Steven B. Frates presented his proposal for analysis of the actual costs and revenues of various cities as compared to Rossmoor. Discussion ensued relative to the proposal. Director J. Rattner questioned the timing of the study which was, in his opinion, unnecessary and which replicated the previous studies done by LAFCO and the RPC. He also stated that he was not convinced that Dr. Frates could provide anything more comprehensive, that it would be an overload of data, and felt that the RCSD had specific limitations on spending public funds. Director Rattner further stated that the RCSD Board was already well informed about possible cityhood; however, the study may prove beneficial to a future city council if and when Rossmoor becomes a city.

Director E. Anisman echoed Director Rattner's opinions and stated that he would prefer that the RHA fund the study. RHA President Bill Gekler agreed to take Director E. Anisman's request to the RHA Board.

Directors M. Nitikman and A. Coletta viewed the proposal as a valuable clarification tool for the voters when considering whether to vote for either a 7% or 9% Utility Tax.

The RCSD General Manager stated that Dr. Frates had come highly recommended and that he would conduct an objective, independent, real-world analysis as opposed to the CFA which is skewed by law to be conservative. The Board noted Dr. Frates' impressive resume. Motion by Director M. Nitikman to adopt the General Manager's recommendation and execute the agreement in the amount of \$17,500.00. Discussion ensued relative to the Frates Proposal. Amended Motion by Director M. Nitikman, to execute the contract with Dr. Steven B. Frates in the amount of \$17,500.00 contingent upon the following stipulations: Let the contract after LAFCO's May 22, 2008 Public Hearing so the RCSD would have knowledge as to whether the Rossmoor incorporation issue would be appearing on the November ballot; add the city of Laguna Woods into the comparison study; and finally, ask the RHA to pay for half of the \$17,500.00 contract with Frates, with the understanding that if the RHA does not agree to fund half, the General Manager will still be authorized to execute said contract on May 23, 2008. Motion passed by roll call vote 3-2, with Directors J. Rattner and E. Anisman voting No.

REGULAR CALENDAR ITEM H-5 WAS TAKEN OUT OF ORDER AND ACTED UPON AT THIS TIME.

5. THE YOUTH CENTER SUMMER PROGRAM-PARTNERING PROPOSAL-ROSSMOOR PARK.

Mr. Thomas Stretz, Executive Director of the Youth Center, presented his Summer Program Partnering Proposal to run for 9 weeks, June 23rd through August 29th at Rossmoor Park. Mr. Stretz stated that the Youth Center had successfully provided an annual Summer Day Camp Program at Rossmoor Park since 1988 and that 25% of the

participants were Rossmoor residents. Discussion ensued relative to the program. Director A. Coletta acknowledged the excellence and quality of the program and voiced his support. Motion by Director E. Anisman, seconded by Director A. Coletta to adopt the Youth Center Summer Program at Rossmoor Park. Motion passed 5-0.

THE BOARD RETURNED TO ITS REGULAR AGENDA.

1. RECOMMENDED ADDITIONS/DELETIONS-APPROVED TREE LIST

RCSD Tree Consultant, C.J. Crockett answered questions posed by the Board relative to the revised tree list. Director A. Coletta inquired as to whether the RCSD Staff had the capability to research trees species which were not readily available independent of WCA. C.J. Crockett informed Director Coletta that it was possible. Director J. Rattner requested a list of Rossmoor addresses corresponding to tree species currently existing in Rossmoor. C.J. Crockett agreed to provide said list to Director Rattner. Motion by Director M. Nitikman, seconded by Director J. Rattner to adopt the Tree Consultant's Revised tree list recommendations. Motion passed 5-0.

2. ARBORIST RFP AND ONE YEAR EXTENDED TERM AGREEMENT.

RCSD Tree Consultant, C.J. Crockett answered questions relative to the contract extension. Director M. Nitikman inquired as to whether Ms. Crockett had been successful in obtaining WCA's database catalog of Rossmoor trees. Ms. Crockett stated that the WCA refused to relinquish said database as it was proprietary. Director A. Coletta requested that Ms. Crockett create a separate RCSD database cataloging the approximate age, species, and location of Rossmoor trees. Discussion ensued relative to the revised scope of work. Motion by Director M. Nitikman, seconded by Director A. Coletta to adopt the third amendment to the agreement with West Coast Arborist for one more year and authorize the General Manager to move funds in the amount of \$10,000 from Department 10 to Department 80, in order to continue the tree plantings in Rossmoor. Motion passed 5-0.

The Board took a short recess at 10:00 p.m. and reconvened the meeting at 10:10 p.m.

3. AMENDMENTS TO BOARD POLICIES-USE OF DISTRICT FACILITIES-FIRST READING.

General Manager Henry Taboada stated that the policy changes currently before the Board for their approval represented over a year's worth of work between the RCSD Staff and the Policy Ad Hoc Committee. The policies were reviewed in reverse numerical order. **Policy 6050:** Already approved. **Policy 6030:** Motion by Director J. Rattner, seconded by Director M. Nitikman to approve the policy. Motion passed 5-0. **Policy 6020:** Motion by Director J. Rattner, seconded by Director M. Nitikman to approve the policy. Motion passed 5-0. **Policy 6015:** Motion by Director M. Nitikman, seconded by Director J. Rattner to approve the policy. Motion passed 5-0. **Policy 6015 Fee Schedule:** Motion by Director M. Nitikman, seconded by Director E. Anisman to approve the revised fee schedule with the Board's suggestions. **Policy 6012:** Motion by Director M. Nitikman, seconded by Director J. Rattner to approve the policy with

Director A. Coletta's grammatical changes to the first paragraph. Motion passed 5-0. **Policy 6011:** Motion by Director M. Nitikman, seconded by Director A. Coletta to approve the policy with Director J. Rattner's changes. Motion passed 5-0. **Policy 6010:** Motion by Director M. Nitikman, seconded by Director J. Rattner to approve the policy with Director Rattner's changes. Motion passed 5-0. It was also agreed that the definition of a Minor, as it related to the RCSD policies, would be anyone less than 18 years of age. Therefore, an 18 year old could obtain a User Permit, in accordance with Policies 6010 and 6011, but Policy 6060 applies if permit is for Montecito Center and alcoholic beverages are to be served. The Board also agreed that the ratio of parental supervision should be standardized across the policies to reflect the practice currently in place of 1 adult per every 10 children.

4. ROSSMOOR PARK CAPITAL PROJECT-COMMUNITY CENTER WOODEN PATIO.

The General Manager addressed the severe roof dry rot problems that were recently discovered at the Rossmoor Park Community Center structure. Four bid proposals for repairs were presented to the Board for their review. Motion by Director M. Nitikman to authorize the General Manager to expend funds up to the amount of \$10,000 in order to expedite the repairs, obtain bids from certified roofers to do the work, and appoint an Ad Hoc Committee to assess the extent of the damage, and recommend necessary repairs, seconded by Director E. Anisman. The Board appointed Directors E. Anisman and J. Rattner to the Ad Hoc Committee. Motion passed 5-0.

I. GENERAL MANAGER ITEMS

The General Manager reported on road work being performed by the county which is currently taking place in Rossmoor. The matter of curb cuts was discussed, which are being brought up to current ADA standards.

J. BOARD MEMBER ITEMS

Director E. Anisman stated that we should go forward with replacing the pergola at Rossmoor Park with an awning design. He referenced the blueprints and ideas/drawings from an awning contractor. Director Anisman stated that a vinyl-on-aluminum awning could be installed for approximately \$28,000, adding that this maintenance-free option was an attractive alternative to wood. President Wilson inquired as to whether the awning installation would require a permit. Director Anisman confirmed. The General Manager read a letter from RHA member Ralph Vartabedian, which outlined his ideas and solutions for the Rossmoor Park pergola. The Board suggested getting three more bids. The General Manager reminded the Board of the extensive research, time and follow up required in order to consider the many ideas posed before them. President Wilson acknowledged the General Manager's concerns and commented that they should still explore the two options.

Director E. Anisman also requested that in light of the water shortage and the RCSD's \$40K per year water usage, it would be prudent to research water conservation options, specifically, computerized irrigation controllers to be installed in the parks irrigation system. Director Anisman gave an overview of some of the features of the controllers he

had researched adding that some even adjusted themselves according to the weather. Lastly, Director Anisman reported for one recent street sweeping day, the street sweeper had to drive around 322 cars which were illegally parked on the street. He requested the Orange County Sheriff Citation Data with regard to these vehicles.

President Wilson stated that he was extremely disappointed with CR&R leaving trash dumpsters on the curb; necessitating the street sweeper to drive around the dumpsters, consequently missing his street.

Director Rattner requested a quarterly report from the RCSD Recreation Department outlining the programming and services they currently provide, as well as their future goals and plans for recreational activities, in order to clarify their department's role in the community of Rossmoor.

Director Anisman stated that the RCSD wall signage policy prohibits political signs or banners, i.e. "Rossmoorcity.org" from being posted on the Rossmoor Signature Wall. Additionally, he stated that the RPC has morphed into an advocacy group supporting incorporation and that the RCSD must maintain neutrality and had to be careful about appearing as an advocate for incorporation.

K. CLOSED SESSION – None

L. ADJOURNMENT

Motion by Director M. Nitikman, seconded by Director E. Anisman to adjourn the meeting at 12:01 a.m. Motion passed 5-0.

SUBMITTED BY:

**Henry Taboada
Consulting General Manager**