



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

REGULAR MEETING

RUSH PARK
3021 Blume Drive
Rossmoor, California

Tuesday, May 12, 2009

A. ORGANIZATION

1. CALL TO ORDER: 7:04 P.M.

**2. ROLL CALL: Directors Joel Rattner, Shannon Hough, Jeffrey Rips,
President Alfred Coletta
Director Ron Casey had an excused absence**

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS

a. Proclamation: Mr. Don Broun, District Volunteer was honored by the RCSD Board with a proclamation for his generous community service and time dedicated to perfecting the sound, lighting and audio visual aspects of the monthly RCSD Board Meetings.

B. ADDITIONS TO AGENDA – None

C. PUBLIC FORUM

Kenneth Brown-Opined that the recent injury accident which had recently occurred near Rossmoor Park had a clear cause: the incompatibility of heavy park usage by organized baseball with the surrounding residents; creating parking congestion. Mr. Brown alleged that park mismanagement by the previous Board had contributed to the current situation. He stated that due to proposed Ordinance 2009-01, residents would be subjected to having their vehicles towed as well as being penalized with citations. He further stated that these restrictions would do nothing to improve safety around the park, but would only succeed in angering surrounding homeowners. President A. Coletta thanked Mr. Brown for his comments.

Dorothy Fitzgerald-Read a Thank You Letter to the RCSD from RHA Vice President, Bill Gekler, expressing his appreciation to the RCSD Board and staff for their assistance during the Annual Family Fun Days event. Ms. Fitzgerald also read a second letter inviting the Board to attend the 3rd Annual Father's Day Barbeque to be held at Rush Park on Sunday, June 21st, from Noon to 4:00 p.m.

D. REPORTS TO THE BOARD-

1. INVESTMENT COMMITTEE REPORT

The General Manager reported on the recommendation of the Investment Committee Meeting regarding the disposition of excess reserve funds in the Rush Park Bond.

Motion by Director S. Hough, seconded by Director J. Rips to adopt the recommendation of the District's Financial Consultant and the Investment Committee to reinvest funds in excess of required reserves at the highest possible yield. Discussion ensued relative to alternate reinvestment options. Director J. Rattner disagreed with motion and suggested calling back the Bonds. The General Manager stated that due to Bond restrictions, the recommendation was the only option available. President A. Coletta called for a point of order and called for the question. Motion passed 3-1, with Director J. Rattner voting No.

2. BUDGET COMMITTEE REPORT

The General Manager recommended that the Board receive the report of the Budget/Personnel Committee. He stated that the District would be closing Fiscal Year with approximately \$48K of revenue over expenses. He reported that the Board was receiving a flat budget due to the unknown fiscal impact of the upcoming May elections. The Board was provided with a handout entitled: "Legislation Alert-Suspension of Prop.1A by the Governor. The General Manager concluded that he was in the process of developing Capital Improvement Project cost estimates for the June Meeting.

President A. Coletta stated that he appreciated the depth of the report and requested comments from the committee. Committee Members, Director S. Hough and Director J. Rips, stated that they were both comfortable with the preliminary budget and felt the proposed salary structure and benefit plan were fair, sound, and encouraged staff retention. Discussion ensued relative to employee salary and benefits, and staff retention incentives. The report was received and filed.

E. CONSENT CALENDAR

1. MINUTES:

a. Regular Meeting of April 10, 2009.

2. MARCH 2009 REVENUE AND EXPENDITURE REPORT

This item was pulled from the Consent Calendar.

3. APPROVAL OF PROPOSED CALIFORNIA SPECIAL DISTRICTS ASSOCIATION BYLAWS AMENDMENTS

4. QUARTERLY RECREATION REPORT

5. QUARTERLY TREE REPORT

This item was pulled from the Consent Calendar.

Motion by Director J. Rattner, seconded by Director A. Coletta to approve Items E-1a., E-3, and E-4 on the Consent Calendar. Motion passed 4-0.

THE ITEMS PULLED FROM THE CONSENT CALENDAR WERE ACTED UPON AT THIS TIME

E-2. MARCH 2009 REVENUE AND EXPENDITURE REPORT

Director J. Rattner had questions relative to an e-mail request he had sent to the General Manager. The report was received and filed.

E-5. QUARTERLY TREE REPORT

Director J. Rattner had questions relative to the synchronization of data contained within the Quarterly Tree Report. RCSD Tree Consultant Randy Reynolds provided a written report to the Board. Mr. Reynolds stated his future intentions to streamline the report and improve communications with the County and improve the retrieval of data. The report was received and filed.

F. PUBLIC HEARING-None

G. RESOLUTIONS

1. RESOLUTION 09-05-12-01

Approve by roll call vote, Resolution No. 09-05-12-01 by reading the title only and waiving further reading as follows:

A RESOLUTION OF THE BOARD OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT'S REJECTION OF GOVERNMENT CLAIM -MANCINI

Resolution 09-05-12-01 was approved by Roll Call Vote, 4-0.

2. ORDINANCE NO. 2009-01

Recommendation to waive further reading, read by title only, and give second reading to an ordinance entitled:

ORDINANCE NO. 2009-01: ADOPTING PARKING POLICY FOR DISTRICT PROPERTY & POLICY 3075 VEHICLE PARKING/DISTRICT PROPERTY

Motion by Director J. Rips, seconded by Director S. Hough to give second reading to Ordinance No. 2009-01; publish proper notice in a local newspaper after adoption. Motion passed 3-1, with Director J. Rattner voting, No.

Mr. Robin Underwood-Addressed the Board in opposition to the Ordinance. He opined that if the ordinance was adopted it would result in the homeowners surrounding Rossmoor Park being unnecessarily penalized with citations and deprived of additional street parking.

Discussion ensued relative to the implementation of the Ordinance and enforcement of the companion policy. The Board amended the language of Policy 3075 in an attempt to balance the needs of all parties.

Recommendation to give second reading to Policy 3075 VEHICLE PARKING ON DISTRICT PROPERTY. Motion by Director S. Hough, seconded by Director J. Rips to adopt Policy No. 3075 with the following revisions to the language contained in 3075.13 to state: there shall be no overnight parking from 10:00 p.m. Friday evenings until 7:00 a.m. Saturday mornings, in Rossmoor Park inset parking stalls. Motion passed 3-1, with Director J. Rattner voting, No.

H. REGULAR CALENDAR

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

Recommendation to approve the request of Thomas Stretz, Executive Director of the Youth Center, to continue a partnering relationship with the RCSD in 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.

Mr. Stretz addressed the Board regarding the Youth Center Program. Motion by Director J. Rattner, seconded by Director S. Hough, to approve the recommendation. Motion passed 4-0.

ITEM H2-AUTHORIZATION FOR BOARD MEMBER TRAVEL FOR TRAINING WAS PULLED FROM THE AGENDA AT THIS TIME.

3. AMENDMENTS TO BOARD POLICIES NO. 2010-HOURS OF WORK AND OVERTIME; NO. 2015 PROBATIONARY PERIOD; NO. 2020 VACATION; NO. 2030 HOLIDAYS; NO.2040 SICK LEAVE; NO. 2050 BEREAVEMENT LEAVE; NO. 2060 JURY DUTY; NO. 2100 VEHICLE USAGE; NO. 2150 COMPENSATION; NO. 2170 PERFORMANCE EVALUATION

Recommendation to give second reading to policy amendments. Discussion ensued relative to the Personnel Committee recommendation. The policies were discussed individually, at the request of Director J. Rattner. Discussion ensued with proposed amendments.

Motion by Director J. Rips, seconded by Director S. Hough to adopt said policies with amendments as discussed. Motion passed 4-0.

4. PROPOSED AMENDMENTS TO BOARD POLICY NO. 5010 BOARD MEETINGS RE: REQUESTS FOR LEGAL OPINIONS OR ADVICE FROM GENERAL COUNSEL BY BOARD MEMBERS

Recommendation to give first reading to proposed amendments to Policy No. 5010 Board Meetings. Discussion ensued relative to proposed policy language. Motion by Director J. Rattner to add the following language to 5010.100: after the words General Manager, “shall request an estimate of time from the attorney, prior to commencement of work”. Motion died for lack of a second. Motion by Director S. Hough, seconded by President A. Coletta to adopt Policy No. 5010. Motion passed 3-1, with Director J. Rattner voting, No.

5. PROPOSED AMENDMENTS TO BOARD POLICY NO. 6040 SIGNS-WALL, FACILITIES AND PARKS

Recommendation to give first reading to proposed amendments to Policy No. 6040 Signs,- Wall, Facilities & Parks and policy to be re-titled ‘Rossmoor Wall Signs’.

Discussion ensued relative to the easement on the Katella Wall. Motion by President A. Coletta, seconded by Director S. Hough to give first reading to the policy, add provision per Director J. Rips, allowing for the use of empty wall space if available and research the extent of the Katella Wall easement. Motion passed 4-0.

I. GENERAL MANAGER ITEMS

The General Manager reported on his recent attendance at a Los Alamitos City Council Meeting regarding LAFCO’s Sphere of Influence (SOI) for Rossmoor. A written report was supplied to the Board. President A. Coletta asked the opinions of the Board and agreed to sign a letter to LAFCO reaffirming Rossmoor’s position on matters of SOI and annexation and to direct the General Manager to attend their meeting and deliver the letter.

The General Manager reported that per the Board’s request, he had sought professional engineering services to evaluate the integrity of the parking lot at Rush Park. The report concluded that the lot’s surface could withstand the weight of the large bins. He also stated that metal plates should also be placed underneath the wheels of the bins as extra insurance against asphalt damage.

President A. Coletta stated that the RCSD had done their due diligence and that the Paper Drive move to Rush Park could now commence. President Coletta requested a Paper Drive Move, PowerPoint presentation be created for the next Board Meeting. He requested that the RHA re-inform the community of the Paper Drive move to Rush Park.

J. BOARD MEMBER ITEMS

Director J. Rips requested the status on the District’s efforts to compile an e-mail address database. The General Manager provided him with a sample of the new form which had

recently been created for that purpose. Director J. Rips also requested that, prior to the next Board Meeting, the General Manager review the informational CD previously provided to him by the Director. The General Manager agreed to review the CD.

Director J. Rips asked the General Manager about the status and the cost and benefits of having legal counsel attend Board Meetings on a three month trial basis. The General Manager agreed to follow up with the request.

Director J. Rips requested that the General Manager follow up on the parking issues with regarding the Rossmoor Park Traffic and new Parking Ordinance proposed as well as the upcoming Paper Drive move.

Director J. Rips stated that, per Director J. Rattner's inquiry, he would provide the Board with a brief report on what he learned at the Governance Seminar he attended with Director R. Casey.

President A. Coletta requested that the RHA readvertise the location change of the Paper Drive to Rush Park, so the public would not be taken by surprise.

President A. Coletta requested that the General Manager obtain a written response from the O.C. Sheriff's Department indicating that they understand the intent of the new RCSD parking policy and Ordinance and consequently will be prudent in the implementation and application of the parking restrictions. He also requested that the intent of the Ordinance, and concerns of the community be clearly communicated to Lieutenant Tom Gallivan.

Director S. Hough commended the RCSD staff for their hard work and diligence, specifically in preparation for the recent Committee meetings.

Director S. Hough also requested that the Sheriff's Department be more zealous in issuing street sweeping parking citations to repeat offenders.

Director J. Rattner stated that he was pleased with the look of the new Tot Lot padding at Rossmoor Park and was also happy to see the basketball courts in constant use.

Director J. Rattner requested that staff clean the pathways of Carrotwood tree droppings he observed at Rossmoor Park. The General Manager responded they were cleaned up the day before.

K. CLOSED SESSION-None

L. ADJOURNMENT

Motion by Director J. Rattner, seconded by President A. Coletta to adjourn the regular meeting at 9:55 p.m. Motion passed 4-0.

SUBMITTED BY:

**Henry Taboada
Consulting General Manager**