



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

REGULAR MEETING

RUSH PARK
3021 Blume Drive
Rossmoor, California

Tuesday, March 9, 2021

A. ORGANIZATION:

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

- 2. ROLL CALL:** Directors Nitikman, Rips, Searles
President Barke
Director DeMarco had an excused absence.

- 3. PLEDGE OF ALLEGIANCE:** Director Nitikman led the Pledge of Allegiance.

4. PRESENTATIONS:

a. SERGEANT SU RE: ORANGE COUNTY ANIMAL CARE SERVICES

Sergeant Su with Orange County Animal Care Services provided an overview of County Animal Care Services, discussed leash laws and enforcement, and stated that in response to increasing complaints regarding off leash dogs at Rush Park in Rossmoor, OC Animal Control would be conducting daily morning and afternoon patrols and issuing citations for off leash violations.

B. ADDITIONS TO AGENDA: None

C. PUBLIC FORUM:

Rossmoor residents shared viewpoints regarding the February 25, 2021 Special Meeting both in person and via Zoom. President Barke stated that since the Assembly Bill Item was not an agenda item, it could not be discussed by the Board. President Barke stated that he had invited former RCSD President Michael Maynard to provide a historical overview of the draft Assembly Bill and afterwards he would open the meeting for public comment.

Residents Maureen Wauters, Angie Epstein, Gina Bryson and Kevin Pearce spoke in favor of the draft Assembly Bill which would allow the RCSD Board to activate Latent Powers. Residents Jo Shade, Ralph Vartabedian, Kevin Boylan, Michelle Fieldson, JoAnn Levy, Marian Last, and Scott Miller felt that a Special Meeting, even if properly noticed according to law, did not provide the public with sufficient notice to thoroughly examine and discuss the topic. Denise suggested scheduling four Townhall Meetings (two day / two evening) to allow residents to give input.

D. REPORTS TO THE BOARD:

1. REPORT OF THE BUDGET COMMITTEE RE: APPROVAL OF FY 2020-2021 MID-YEAR BUDGET AND ADOPTION OF RESOLUTION NO. 21-03-09-01

Joe Mendoza introduced Ken Pun who reported on the Mid-Year Budget. Discussion ensued relative to revenues, expenditures, future property tax and facility revenue projections.

AT THIS TIME PRESIDENT BARKE MOVED ITEM G-1 RESOLUTION NO. 21-03-09-01 AHEAD IN THE AGENDA

Motion by President Barke seconded by Director Rips to adopt Resolution No. 21-03-09-01, A Resolution of the Rossmoor Community Services District Establishing the Mid-Year Budget Revenue and Expenditures Total Amounts for the Fiscal Year 2021-2022 by roll call vote by reading the title only and waiving further reading. Motion passed by roll call vote, 4-0.

2. ADMINISTRATIVE ASSISTANT REPORT

Administrative Assistant Elizabeth Deering gave an overview of the status of the District's administrative, public relations, and communication accomplishments in accordance with the District's Mission, Goals and Objectives. She announced that in addition to the legal posting requirements as set forth in Government Code section 54953.5(b), the District would send out monthly board meeting reminders and committee meeting reminders until a website subscription module was implemented to automate the process. The report was received and filed.

3. GENERAL MANAGER COMMUNITY TRAFFIC UPDATE

Joe Mendoza reported that RCSD staff has been working with Orange County Public Works (OCPW) and California Highway Patrol (CHP) to institute traffic safety measures recommended by the Traffic Committee. Stop signs have been replaced with 36-inch stop signs for better visibility at Bradbury Road, Copa De Oro Drive, and Mainway Drive on both sides of Montecito Road. Installation is underway to provide a strip of retroreflective material on the supports of the stop signs. Placement of Portable Radar Speed Feedback Sign trailers (RSFS) has been scheduled throughout the community during 2021 and OCPW is studying and identifying locations to place Permanent RSFS along Montecito Road and Orangewood Avenue. Staff is researching the cost to purchase a portable RSFS trailer to supplement the CHP and OCPW trailers. RCSD staff will be working with Los Alamitos Unified School District to provide a comprehensive traffic safety program at each elementary school in Rossmoor. The report was received and filed.

E. CONSENT CALENDAR:

PRESIDENT BARKE REQUESTED THAT ITEM E-1b MINUTES OF THE SPECIAL BOARD MEETING/BROWN ACT STUDY SESSION BE PULLED FROM THE AGENDA

DIRECTOR SEARLES REQUESTED THAT ITEM E-1c MINUTES OF THE SPECIAL BOARD MEETING OF FEBRUARY 25, 2021 BE PULLED FROM THE AGENDA

1a. MINUTES OF THE REGULAR BOARD MEETING—February 9, 2021

Motion by President Barke, seconded by Director Rips to approve Consent Calendar Items E-1a., as submitted. Motion passed 4-0.

**1b. MINUTES OF THE SPECIAL BOARD MEETING/BROWN ACT STUDY SESSION
February 9, 2021**

President Barke stated that he was not present at the February 9, 2021 Special Meeting and would therefore be abstaining from the vote. Motion by Director Rips, seconded by Director Nitikman to approve Consent Calendar Items E-1a, E-1b., as submitted. Motion passed 3-1, with President Barke abstaining.

1c. MINUTES OF THE SPECIAL BOARD MEETING—February 25, 2021

Motion by President Barke, seconded by Director Nitikman to approve Consent Calendar Items E-1c. after incorporating the changes requested by Director Searles, which he agreed to send via email. Motion passed 4-0.

F. PUBLIC HEARING: None

G. RESOLUTIONS:

- 1. RESOLUTION NO. 21-03-09-01 A RESOLUTION OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT ESTABLISHING THE MID-YEAR BUDGET REVENUE AND EXPENDITURES TOTAL AMOUNTS FOR THE FISCAL YEAR 2020-2021**

ORDINANCES: None

H. REGULAR CALENDAR:

- 1. YOUTH CENTER ROSSMOOR PARK SUMMER DAY CAMP AND AFTER SCHOOL PROGRAM COOPERATIVE PROGRAM AGREEMENT AT ROSSMOOR PARK AND RUSH PARK (2021-2024)**

Discussion ensued. Director Rips opined that while he agreed the partnership with the Youth Center was important to the community, he felt it was prudent to further examine the costs of wear and tear on District facilities. He suggested renegotiating future compensation to achieve a more accurate and equitable representation of those costs. Motion by President Barke, seconded by Director Nitikman to approve the Youth Center Rossmoor Park Summer Day Camp and After School Program Cooperative Program Agreement at Rossmoor Park and Rush Park (2021-2024). Motion passed 4-0.

- 2. DISCUSSION AND POSSIBLE ACTION RE: APPROVAL OF PROPOSED PROFESSIONAL SERVICES AGREEMENTS FOR TENNIS INSTRUCTION AT ROSSMOOR PARK**

Discussion ensued relative to hourly rate increases, court maintenance costs, court availability for residents, tennis instructor liability insurance, cost savings from the digital tennis schedule and a future facility fee survey. Motion by President Barke, seconded by Director Searles to approve the proposed Professional Services Agreements for Fernando Molina and Beau

Berglund to provide Tennis Instruction at Rossmoor Park and upgrade in court fees. Motion passed 4-0.

3. DISCUSSION AND POSSIBLE ACTION RE: APPROVAL OF PROPOSED PROFESSIONAL SERVICES AGREEMENT WITH BRIGHTVIEW LANDSCAPING SERVICES

Discussion ensued relative to systemic herbicides as the preferred method rather than the last resort. Director Nitikman requested that staff work with Brightview to clarify the language and make the services in Exhibit A clearer and more coherent. Motion by Director Nitikman, seconded by President Barke to approve the proposed Professional Services Agreements with Brightview Landscaping Services, with the changes requested by Director Nitikman to consolidate the amendments on page 117, Exhibit A, District Scope of Work and page 122, Exhibit B, Brightview Proposed Scope of Work, and make them more consistent and cohesive. The Board requested that the General Manager move forward with the agreement. Motion passed 4-0.

I. GENERAL MANAGER ITEMS:

General Manager Joe Mendoza reported he and District Counsel are continuing to work with OCPW administration and County Counsel in finalizing a resolution and agreement to be presented to the Orange County Board of Supervisors for adoption. Staff continues to work with the Orange County Geographic Information System (GIS) staff to develop a GIS map to identify the most efficient route to accommodate an odd/even street-sweeping schedule.

COVID-19 reopening guidelines have changed to allow churches to move back inside with a maximum of 25% of the building capacity. Both Calvary and GOND churches will be moving back indoors, youth sports leagues have been approved to make reservations and District parks are seeing an increase in participation. Staff has met with the Los Alamitos Unified School District, Rossmoor Homeowners Association, and local sports organizations to plan future community events.

District Arborist and Recreation Superintendent have been working with the Lee Elementary School PTA and City of Los Alamitos Recreation Department staff in planning a fifth-grade scavenger hunt at Rossmoor Park. District staff will provide an Arbor Day educational component that will include activities and educational material for participants. The event is planned for March 22 and March 23 from 5 p.m. to 7:30 p.m. The report was received and filed.

J. GENERAL COUNSEL ITEMS:

General Counsel Tarquin Preziosi provided an overview of the Assembly Bill legislative process for placing spot holder bills on calendar. Under Rule 61, February 26, 2021 is the last day to introduce a bill during this legislative session. The report was received and filed.

K. BOARD MEMBER ITEMS:

Director Searles thanked the community for their participation in person and via Zoom. He thanked Liz Deering for her presentation and efforts to increase communication and added he was very excited to learn that District Arborist Mary Kingman will be providing educational outreach to the

schools as the Board requested last month. Director Searles requested that the freeway sound wall mitigation issue, formerly discussed with Assemblyman Tyler Diep, be brought back for discussion with Assemblywoman Nguyen and Senator Umberg. Many Rossmoor residents were impacted by significant traffic noise and he wanted to find out what the state is planning to do to improve the sound wall. Director Searles also requested that reminders be sent out for any upcoming committee meetings. Joe Mendoza replied he was in the process of scheduling committee meetings and would be sure to share those dates.

President Barke requested that the General Manager reassemble the former committee members to restart the conversation and strategize a plan to address the sound wall issue as suggested by Director Searles.

Director Nitikman thanked the community for participating in the meeting and he was committed to increasing communication. He requested that the following two agenda items: Scheduling several Townhall Meetings to discuss the Latent Powers issue along with promotion plan; The Board consider an author's amendment to the Latent Powers Assembly Bill either before or at first committee that would specify that a voter referendum was required before any latent powers could be adopted by the Board, to give everyone an opportunity to confirm that they still wish to proceed. Director Nitikman concluded by reminding everyone about daylight savings time this weekend.

Director Rips echoed Director Searles comments relative to the freeway sound wall issue. He thanked Liz Deering for her endeavors to increase communication and complimented the staff for the technical improvements to Zoom. Director Rips stated that he was encouraged by the Ken Pun Group's accounting firm working with the District to implement changes to its finances to increase efficiencies.

President Barke thanked District Staff for their hard work and stated it was great to have so much community involvement. President Barke stated that public perception is important. He opined, in hindsight, the Special Meeting was the prudent course of action because the RCSD Board had to act quickly to meet Assemblywoman Nguyen's legislation submission deadline for a placeholder Assembly Bill. President Barke concurred with Director Nitikman's suggestions for amending the language in the bill and was committed to working with the General Manager to create a mechanism of public input to further discuss its details. If the bill is passed, the District would need to examine its process for enacting any additional latent powers, its staff resources, roles, and responsibilities. President Barke concluded that he looked forward to engaging with the community and working with Assemblywoman Nguyen to craft the final bill.

L. CLOSED SESSION: None

M. ADJOURNMENT:

Motion by President Barke seconded by Director Rips to adjourn the regular meeting at 9:40 p.m. Motion passed 4-0.

SUBMITTED BY:

Joe Mendoza
General Manager