



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

REGULAR MEETING

RUSH PARK
Auditorium
3021 Blume Drive
Rossmoor, California

Tuesday, August 10, 2021

A. ORGANIZATION

1. CALL TO ORDER: 7:00 p.m.
2. ROLL CALL: Directors DeMarco, Nitikman, Rips, Searles
President Barke
3. PLEDGE OF ALLEGIANCE: County of Orange Supervisor Katrina Foley, Second District, led the Pledge of Allegiance.
4. PRESENTATIONS:
 - a. County of Orange Supervisor Katrina Foley, Second District

President Barke introduced, welcomed, and thanked County of Orange Supervisor, Katrina Foley, Second District, for attending the meeting and presented her with a tile of Rossmoor Community Special District seal and deferred to her for a presentation.

Supervisor Foley presented an update of what her office has been working on in the last 100 days; discussed community workshops; complimented Rossmoor for being at 75% of the vaccination rate; spoke about the availability of community arts and dance business grants, support for community food distribution programs and announcement of arts grants recipients; encouraged residents to follow her on social media; announced upcoming meetings regarding the redistricting process and other events; noted her office is working with the RCSD team relative to street sweeping and will continue to work on parking issues.

Discussion followed regarding vaccination clinics and schedules, mobile clinics, the importance of community input on redistricting and impacts of population shifts.

- b. California Highway Patrol Officer Matt Musselmann Re: CHP Quarterly Traffic Report

California Highway Patrol Officer Matt Musselmann presented the CHP Quarterly Traffic report; noted a shortage in staffing throughout the County due to COVID-19; provided statistics in terms of citations, types of citations and collisions and addressed students' return to school.

Director DeMarco referenced the recent Traffic/Safety Committee meeting relative to discussions about black boxes and radar trailers and asked Officer Musselmann for his input.

Officer Musselmann spoke positively about the black box concept; noted the data it provides would be helpful in terms of where to focus enforcement and discussed hiring special enforcement through a Reimbursable Services Agreement.

B. ADDITIONS TO AGENDA - None

C. PUBLIC FORUM

President Barke invited comments from the public.

Steven Adams reported an incident of a neighbor from the condominium complex on Montecito who harassed his wife because of placement of trash cans and the lack of parking; noted calling the Sherriff's Department and filing a report and voiced support for a neighborhood parking permit program and/or parking structure.

Director DeMarco encouraged residents to call 714-892-4426 or the Sherriff's non-emergency number to report problems.

Female Caller (via Zoom) spoke about President Barke recently promoting an anti-vaccination protest at CHOC Hospital and alleged he has been spreading misinformation throughout the County.

Joel Block thank the Board for inviting Supervisor Foley to the meeting and thanked Supervisor Foley for attending; referenced the passing of the infrastructure bill by the Senate; spoke about the effects of climate change and steps that can be taken, locally and suggested the possibility of starting a community garden and providing community solar power.

President Barke reported he neither attended nor organized the protest that occurred at CHOC and noted it was not an anti-vaccination rally, but an anti-mandate rally.

Lizet Vargas reported one of her sons suffers from epilepsy and another has a speech delay that merits therapy; noted she was told that if her sons do not wear masks they will be withdrawn from special education services; expressed disappointment and noted special needs children deserve to be part of the school, without being discriminated against and stated they will be moving out of the district and will begin home-schooling their children. She urged the Board to listen and act on the concerns of citizens living in the community.

Libby (via Zoom) expressed disappointment at President Barke for leading misinformation throughout the country regarding COVID-19 and believed it reflects poorly on the Rossmoor community.

Danielle Sams agreed with President Barke; noted the recent protest at CHOC was not an anti-vaccination protest but rather than an anti-mandate protest; spoke about many who have medical exemptions and are unable to get the vaccine and talked about the loss of freedom.

John Kouros commended the Board for its excellent work.

Shoshana (CHECK SPELLING) (via Zoom) alleged President Barke is scaring parents to the point that they do not want to vaccinate their children or send them to school.

Laura spoke in support of the Board and the work it is doing to protect the community; believed previous comments were inappropriate and spoke about legitimate medical exemptions and in opposition to mandates.

Angie (via Zoom) spoke about previous speakers being disrespectful and apologized to the Board and the public.

There were no other public comments.

Director Rips spoke about the need for civility; discussed speaking about things that pertained to the Board's jurisdiction and urged the public to speak respectfully and not engage in personal attacks.

D. REPORTS TO THE BOARD

1. MONTHLY TRAFFIC SAFETY UPDATE

General Manager Joe Mendoza presented an update of the latest meeting of the Traffic/Safety Committee; discussed efforts relative to street sweeping and the three-bin waste and recycling pick-up process; urged residents to call 800-826-9677 as well as 562-430-3707 when experiencing problems with trash pick-ups.

Discussion followed regarding assurances made by Orange County Waste and Recycling (OCWR) that they would enforce performance, making sure OCWR holds CR&R accountable and the importance of granting Rossmoor local control in terms of managing its own contracts.

General Manager Mendoza reported OCWR and CR&R will attend a future Board meeting and the encouraged residents to attend the meeting to provide input.

Director DeMarco spoke about increased wear and tear because of the three-bin pick-up system by three different vehicles; discussed the need for local control; noted OCWR signed a 17-year contract with CR&R for which it receives franchise fees, part of which should go to Rossmoor.

Director Nitikman spoke about problems with enforcement in relation to street sweeping activities.

General Manager Mendoza discussed the roadway resurfacing project and a flyer with information on the schedule and locations of the project; addressed a trunk project along Katella Avenue/Los Alamitos and Seal Beach Boulevards and offered to provide a schedule on social media and a detailed presentation at an upcoming meeting. Additionally, General Manager Mendoza referenced the recent Traffic/Safety Committee meeting where the committee considered a traffic/safety campaign; spoke about speed radar trailers; noted staff is looking into purchasing one for Rossmoor; reported yard signs are still available; stated OC Public Works (OCPW) has provided a 25-mph speed limit sign inventory and presented an overview of the Rossmoor 25 mph signage plan. He reported the goal is to work with OC Public Works, consider an integrated approach and implement a 25-mph sign plan that is as consistent as possible.

Discussion followed regarding overlaying the location of stop signs on the flyer, painting the 25 mph on the street versus adding signs, recommendations by OCPW to remove specific existing signs and painting 25 mph along Bradbury.

Female speaker suggested painting the speed limit on the street versus adding signs, especially on through streets.

Discussion continued regarding making Montecito a 25-mph street, the possibility of asking OCPW to remove signs on Main Way and Druid and to keep the two on Yellowtail, considering ½ mile runs of open streets, phasing the removal of suggested speed signs, and painting the speed limit on streets where there is no justification for adding speed signs.

General Manager Mendoza continued with his report; addressed installation of two permanent radar speed signs at the Montecito Center and at St. Cloud, by the Community Center; spoke about generating a letter from the Board outlining requests; referenced a discussion with Mr. Daryl Evans, Community Safety Manager in Cerritos, regarding portable radar speed signs and black boxes; and reported Mr. Evans has agreed to loan one to Rossmoor to evaluate prior to purchasing one.

Discussion followed regarding downloading black box data, related costs, challenges with the use of radar trailers and reaching out to Los Alamitos to see if they will partner with Rossmoor to purchase a speed trailer.

General Manager Mendoza discussed the Montecito corridor and the possibility of establishing a resident parking permit process and spoke about collaborating with Supervisor Foley, the County, and the Traffic/Safety Committee to develop such a program.

President Barke spoke about diverse options for consideration including speaking with the owners of the parking lot behind Sprouts to provide overnight public parking.

2. QUARTERLY PARKS AND FACILITIES MAINTENANCE REPORT

General Manager Mendoza introduced and deferred to Romero Perez for a report.

RCSD Park Superintendent Romero Perez presented an update of parks and facilities maintenance during the last quarter and addressed working with contractors to ensure they are performing.

E. CONSENT CALENDAR

Director Searles pulled Item No. E.1 from the Consent Calendar for separate discussion.

1. MINUTES:

- a. Regular Board Meeting of July 13, 2021

2. JUNE 2021 REVENUE AND EXPENDITURE REPORT

Motion by President Barke, seconded by Director Nitikman, to approve Consent Calendar, Item No. E.2, as presented. Motion passed 5-0.

PULLED FOR SEPARATE DISCUSSION

1. MINUTES:

- b. Regular Board Meeting of July 13, 2021

Director Searles referenced the meeting minutes of July 13, 2021, noting he made comments regarding having educational forums available to the entire Board and not held in committee and asked to include his statement in the meeting minutes.

Motion by President Barke, seconded by Director Searles, to approve Consent Calendar, Item No. E.1, as amended. Motion passed 5-0.

F. PUBLIC HEARING

1. PUBLIC HEARING: CONSIDERATION OF RENTAL FEE INCREASES FOR TENNIS COURTS, ATHLETIC FIELDS, AND PICNIC SHELTERS

General Manager Mendoza presented details of the report; discussed a present cost recovery of 34%; referenced a fee study of nearby cities and addressed the recommended fee changes.

Discussion followed regarding the last time fees were increased, getting cost recovery to a specified percentage, giving residents priority in terms of providing facilities, increasing non-resident fees, across the board and not distinguishing between Rush and Rossmoor Parks relative to fees.

President Barke opened the public hearing.

There were no public comments.

President Barke closed the public hearing.

Discussion continued regarding cost recovery rates of other cities, the possibility of setting a 40-50% cost recovery, increasing non-profit fees and non-resident fees, a standing MOU with Girls Softball whereby they maintain the fields, the possibility of not charging residents at all for using facilities, using pricing as a means of allocating a scarce resource and the ratio of residents to non-residents using Rossmoor facilities.

Motion by Director Nitikman, seconded by President Barke, to adopt the proposed fees listed on Attachment 3, Page 46 of the report, with the following changes:

Tennis Courts – Before 5:00 p.m., Non-Resident:	\$10
5:00 p.m. to 9:30 p.m., Non-Resident:	\$12
Fields - Non-Resident:	\$22

Motion passed 5-0.

Director Rips indicated he is not in favor of raising fees for non-profits; suggested allowing them the opportunity for input and noted they partner with Rossmoor in terms of creating opportunities for the youth that Rossmoor is unable to provide.

Director Searles expressed concerns that non-profits were not noticed regarding further increasing their user fees.

Director Rips suggested waiting to decide on changes to non-profit user fees until further input is obtained including information regarding use and percentage of residents versus non-residents and discussed the possibility of incentivizing non-profits.

Director Nitikman spoke about the possibility of entering into MOUs with non-profits offering them discounts in exchange for providing maintenance.

Motion by Director Nitikman, seconded by President Barke, to adopt staff recommendations to change fees for non-profit use of Fields, from \$6 to \$7 and direct staff to investigate non-profit use in terms of Rossmoor residents versus non-residents and return to the Board with a report. Motion passed 5-0.

2. PUBLIC HEARING: FISCAL YEAR 2021-2022 PROPOSED FINAL BUDGET

Ken Pun, Accountant, discussed changes made to the budget at the last Board meeting; addressed issues of concern including salaries, legal fees, and adjustments and reported changes in classifications of some salary classes.

Director Searles thanked Mr. Pun for breaking out the classifications from this year to last year.

President Barke opened the public hearing.

There were no public comments on this item.

President Barke closed the public hearing.

Motion by Director Nitikman, seconded by President Barke, to approve the Fiscal Year 2021-2022 Final Budget. Motion passed 5-0.

G. RESOLUTIONS

1. RESOLUTION NO. 21-08-10-01 A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT SETTING THE RATES, FEES AND CHARGES FOR THE USE OF DISTRICT FACILITIES AND ADOPTING THE RCSD FEE SCHEDULE EFFECTIVE SEPTEMBER 1, 2021, as amended in Exhibit A.

Motion by President Barke, seconded by Director Rips, to waive further reading and adopt Resolution No. 21-08-10-01: A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT SETTING THE RATES, FEES AND CHARGES FOR THE USE OF DISTRICT FACILITIES AND ADOPTING THE RCSD FEE SCHEDULE EFFECTIVE SEPTEMBER 1, 2021, as amended in Exhibit A. Motion passed 5-0.

AYES:	Directors Nitikman, Rips, DeMarco, Searles and President Barke
NOES:	None
ABSTAIN:	None
ABSENT:	None

2. RESOLUTION NO. 21-08-10-02 A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT ESTABLISHING THE ANNUAL REVENUE AND EXPENDITURE TOTAL AMOUNTS FOR FISCAL YEAR 2021-2022 FOR THE ROSSMOOR COMMUNITY SERVICES DISTRICT

Motion by President Barke, seconded by Director Rips, to waive further reading and adopt Resolution No. 21-08-10-02: A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT ESTABLISHING THE ANNUAL REVENUE AND EXPENDITURE TOTAL AMOUNTS FOR FISCAL YEAR 2021-2022 FOR THE ROSSMOOR COMMUNITY SERVICES DISTRICT. Motion passed 5-0.

AYES:	Directors Nitikman, Rips, DeMarco, Searles and President Barke
NOES:	None
ABSTAIN:	None
ABSENT:	None

ORDINANCES - None

H. REGULAR CALENDAR

1. CONSIDERATION OF A SCHEDULE TO PROVIDE EDUCATIONAL PUBLIC FORUMS AND STUDY SESSIONS REGARDING LOCAL CONTROL

General Manager Mendoza presented details of the report; talked about previous discussions and directions by the Board regarding local control and listed the suggested schedule as shown on Page 77 of the report.

President Barke suggested that instead of holding meetings of the entire Board rather than the two proposed legislative committee meetings.

Discussion followed regarding confirmation by the various participants listed in the schedule, cancelling the August 21, 2021, meeting and scheduling a Board meeting instead of the Legislative Committee meeting on August 24, 2021, the goal and purpose of the meetings, participation by OCLAFCO and allowing Board Members to determine their availability for the various meetings.

Director Nitikman suggested scheduling meetings on various days of the week.

Discussion continued regarding making all meetings, Brown Act meetings so that the entire Board may attend.

President Barke recommended that Board Members text their availability for August, September, and October to General Manager Mendoza so that he can schedule the proposed meetings when most are available.

President Barke noted the goal is to schedule four or five workshops, independent of regular Board meetings.

I. GENERAL MANAGER ITEMS

General Manager Mendoza announced upcoming events including the next Family Food Festival and the Patriots Day event; discussed an upcoming meeting with the local Postmaster regarding zip codes and addressed upcoming Shakespeare in the Park events and a Red Cross Blood Drive.

J. BOARD MEMBER ITEMS

Director Rips asked about the status of technology upgrades in the auditorium and General Manager Mendoza reported hiring an electrician and stated he hoped the project will be completed in one month. Director Rips spoke about personal attacks made during public comments and stressed that public comments are for reporting any subject under the jurisdiction of the Board. Director Rips thanked the community for the warmth expressed on the loss of his father.

Legal Counsel Tarquin Preziosi reported the Chair of the meeting may enforce staying on topic or redirect discussions and spoke about setting a time limit for receiving public comments. The latter must be applied to all public speakers and Legal Counsel Preziosi recommended allowing three minutes to each member of the public to comment.

Director DeMarco provided an update of items addressed during the recent Traffic/Safety Committee meeting and thanked the Board for its input.

Director Searles thanked Supervisor Foley and Officer Musselmann for participating in the meeting; requested scheduling reports from staff earlier on agendas, moving forward; thanked staff for its work on the budget and agreed with limiting discussions to items under the jurisdiction of RCSD.

President Barke asked General Manager Mendoza to use discretion in moving items on agendas so that staff and guests may present earlier in meetings; commented on the use of a public forum to make personal attacks; thanked Supervisor Foley for her attendance; hoped to work cooperatively to solve issues of concern for Rossmoor residents including waste, recycling, traffic, and parking and commented positively on the idea of a community garden. He added he would like the involvement of LAUSD in traffic issues around Rossmoor schools and reported reaching out to RHA to work together in creating a path forward having a more-collegial working relationship.

K. GENERAL COUNSEL ITEMS

Legal Counsel Preziosi announced the Board will recess into Closed Session at 10:20 p.m.

L. CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL
Consideration of discipline or dismissal of a public employee.
Government Code Section 54957(b)(1).

Legal Counsel Preziosi reported the Board met in Closed Session to discuss the Item listed under same and

M. ADJOURNMENT

Motion by President Barke, seconded by Director DeMarco, to adjourn the regular meeting at XX:XX p.m. Motion passed 5-0.

SUBMITTED BY:

Joe Mendoza
General Manager