



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

REGULAR MEETING

RUSH PARK
3021 Blume Drive
Rossmoor, California

Tuesday, July 9, 2019

A. ORGANIZATION

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

2. ROLL CALL: Directors Barke, DeMarco, Nitikman, Maynard
President Casey

3. PLEDGE OF ALLEGIANCE: Los Alamitos Girls Softball League (LAGSL)

4. PRESENTATIONS:

a. Orange County Sheriff's Department Presentation Re: Quarterly Crime Statistics

Orange County Sheriff's Department Lieutenant Pat Rich reported on second quarter crime statistics in Rossmoor. The report was received and filed.

b. California Highway Patrol Re: Quarterly Traffic Report

California Highway Patrol Officer Mike LaRoccia encountered a scheduling conflict and was unable to attend as planned.

c. President Ron Casey Re: Certificates of Recognition for Los Alamitos Girls Softball League (LAGSL) Tournament Winners

President Ron Casey presented the Los Alamitos Girls Softball League with a certificate of recognition for their latest tournament advancement. The presentation was received and filed.

B. ADDITIONS TO AGENDA—None

C. PUBLIC FORUM:

Candidate Jim Fisler, Mesa Water District Director and Orange County Local Agency Formation Commission (OC LAFCO) Alternate, addressed the Board regarding his experience and qualifications and asked for their vote in the upcoming OC LAFCO Election representing the Special Districts of Orange County.

D. REPORTS TO THE BOARD:

1. QUARTERLY STATUS REPORT

The General Manager reported on the quarterly status of the District relative to the District's Mission, Goals and Objectives. He presented an overview of various projects and highlighted milestones and accomplishments over the past quarter. The report was received and filed.

2. QUARTERLY MAINTENANCE REPORT

The Park Superintendent reported on the quarterly status of the maintenance of District's parks and facilities. The report was received and filed.

3. QUARTERLY RECREATION REPORT

The Recreation Superintendent reported on the quarterly status of the District's recreation programs and events. The report was received and filed.

4. QUARTERLY TREE REPORT

The District Tree Consultant reported on the quarterly status of the District's urban forest, tree removals and plantings. The report was received and filed.

E. CONSENT CALENDAR:

1a. MINUTES OF THE REGULAR BOARD MEETING—June 11, 2019

2. REVENUE AND EXPENDITURE REPORT—May 2019

Motion by Director Nitikman, seconded by Director Maynard, to approve the Consent Calendar as submitted. Motion passed 5-0.

F. PUBLIC HEARING:

1. PUBLIC HEARING: FISCAL YEAR 2019-2020 PROPOSED FINAL BUDGET

Open hearing, receive presentation from General Manager, take public testimony, close hearing, deliberate and approve Fiscal Year 2019-2020 Proposed Final Budget.

AT THIS TIME PRESIDENT CASEY OPENED THE PUBLIC HEARING ON THE FY 2019-2020 PROPOSED FINAL BUDGET

There were no public speakers.

SEEING NO PUBLIC TESTIMONY, PRESIDENT CASEY CLOSED THE PUBLIC HEARING

The General Manager reported that the Fiscal Year 2019-2020 Preliminary Budget was presented to the Board at its June 11, 2019 regular board meeting and a Budget Committee Meeting was held on June 6, 2019. After deliberation of the Preliminary Budget, the General Manager was directed to publish a Notice of Public Hearing. SB 135 requires that the hearing be noticed and a hearing be held prior to adoption of the Final Budget. The Notice was published as required. Upon the Board's approval of the Proposed Final Budget, the Board will be asked to adopt Annual Budget Revenues and Expenditures Total Amounts by resolution.

Discussion ensued relative to the June 6, 2019 Budget Committee Meeting, Capital Expenditures and Reserves. Motion by Director Maynard, seconded by Director DeMarco, to approve the FY 2019-2020 Proposed Final Budget and salary plan. Motion passed 5-0.

G. RESOLUTIONS:

1. RESOLUTION NO. 19-07-09-01 A RESOLUTION OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS ESTABLISHING THE ANNUAL REVENUE AND EXPENDITURE TOTAL AMOUNTS FOR FISCAL YEAR 2019-2020 FOR THE ROSSMOOR COMMUNITY SERVICES DISTRICT

Recommendation to approve, by roll call vote Resolution No. 19-07-09-01 by reading the title only and waiving further reading as follows:

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT ESTABLISHING THE ANNUAL REVENUE AND EXPENDITURE TOTAL AMOUNTS FOR FISCAL YEAR 2019-2020 FOR THE ROSSMOOR COMMUNITY SERVICES DISTRICT

Resolution No. 19-07-09-01 Establishing the Annual Revenue and Expenditure Total Amounts for Fiscal Year 2019-2020 as documented in Exhibit A, passed unanimously by roll call vote, 5-0.

ORDINANCES—None

H. REGULAR CALENDAR:

1. DISCUSSION WITH SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY (SDRMA) INSURANCE COVERAGE CLAIMS REPRESENTATIVE DENNIS TIMONEY RE: RECENT DEDUCTIBLE ADJUSTMENT

Recommendation to receive and file the report and direct staff as appropriate.

The General Manager reported that at the June 11, 2019 Rossmoor Community Services District (RCSD) Board of Directors meeting, the Board requested information regarding the District's liability coverage related to the perimeter brick wall and the \$1,000 deductible required by SDRMA for *Personal Injury and Property Damage Liability Coverage – Auto* claims. In 2018, there were two auto accidents that caused damage to the District's brick wall. The first incident cost the District \$23,061 to repair the wall. SDRMA reimbursed RCSD \$22,061 (minus the \$1,000 deductible). SDRMA could not collect the full amount from the responsible party so did

not reimburse any amount from the deductible. The second incident cost the District \$19,900 to repair the wall. SDRMA reimbursed RCSD a total of \$19,128. SDRMA did collect the full amount from the responsible party. However, SDRMA incurred \$722 in expenses. They deducted that amount from the \$1,000 deductible and reimbursed RCSD only \$228 of the \$1,000.

SDRMA Claims Representative Dennis Timoney addressed the Board regarding the reason behind the deductible increase from \$5,000 to \$25,000. He stated that SDRMA is a public agency with a shared pool of money and the deductible is a member shared cost. SDRMA must cover its expenses. Rossmoor has many trees that have seen increased growth due to rain which increases the need for more frequent trimming. He also stated that in 2014 the State of California changed the law as a result of the Supreme Court Case involving the City of Pasadena vs. Mercury Insurance. While damage caused by fallen trees and tree limbs used to be considered an Act of God, now it is possible to sue for damages. The Pasadena case changed the inverse condemnation standard to a public work. Lengthy discussion ensued relative to alternative insurance options, liability exposure and the District's tree trimming mitigation measures. Mr. Timoney stated that he was unaware the District already had a comprehensive tree trimming program in place. Although it was too late for this year, he suggested that the RCSD present said data to the SDRMA Board in Sacramento and it may consider reducing the District's deductible.

The RCSD Board directed staff to research alternative insurance options and bring the item back to the board for its consideration at the August 13, 2019 regular board meeting. The report was received and filed.

2. DISCUSSION WITH COUNTY OF ORANGE TRAFFIC ENGINEER, WEI ZHU RE: CONSIDERATION OF DISTRICT REQUEST OF COUNTY FOR BIKE ROUTE CONNECTIVITY ROAD MARKINGS IN ROSSMOOR

Recommendation that the RCSD Board discuss the options of requesting a shared bike lane connectivity route with markings on the street or the addition of signage without the shared bike lane markings and make a determination regarding whether the connectivity request should be moved forward for study and approval by the County.

County Traffic Engineer Wei Zhu presented a PowerPoint presentation and addressed the RCSD Board regarding several outstanding District requests. She referenced an older survey done by the Los Alamitos Unified School District with 179 respondents (less than 10%). County Traffic Supervisor Denis Bilodeau, also addressed the Board relative to the shared bike lane markings. He stated that the County adopts the standards set forth by the Orange County Traffic Authority Commuter Bike Lane Strategic Plan 2009 which is focused on major employment centers. Adding shared bike lane markings to Rossmoor streets would make it a commuter bike route attracting cyclists from outside the community. Further discussion ensued relative to jurisdiction and the feasibility of installing flashing stop signs on Montecito Road and other hotspots within the community. Dennis Bilodeau referenced the Manual of Uniform Traffic and stated that flashing stop signs may not be appropriate for narrow residential streets and were maintenance intensive. Denis Bilodeau stated that the District had the option to submit its request for consideration. Although he may not approve the request, he did not have the final word.

Director DeMarco expressed frustration at what he perceived to be the County's lack of responsiveness to the District's prior requests and what seemed to be an unwillingness to work with RCSD. He requested that the County use brighter fluorescent paint on the roadways to illuminate the road markings better at night. The report was received and filed.

3. BALLOTS AND DECLARATION OF QUALIFICATION TO VOTE RE: LAFCO REGULAR SPECIAL DISTRICT MEMBER AND ALTERNATIVE SPECIAL DISTRICT MEMBER

Recommendation for discussion and possible action to select two candidates for election as Regular and Alternate Special District Members to LAFCO and to authorize the General Manager to submit Ballots to LAFCO.

The District was notified by LAFCO that the nomination period for the OC LAFCO Regular and Alternate Special District seats officially closed on Friday, Jun 7, 2019 at 3:00 p.m. Below are the nominations received for each seat:

Regular Special District Member:

1. James Fisler, Mesa Water District
2. Sandra Jacobs, Santa Margarita Water District

Alternate Special District Member:

1. Cecilia Aguinaga, Orange County Mosquito & Vector Control District
2. Kathryn Freshley, El Toro Water District
3. Margie L. Rice, Midway City Sanitary District

In accordance with the schedule for the appointment process, both ballots must be submitted to LAFCO no later than 3:00 p.m. on Friday, July 19, 2019.

Discussion ensued relative to candidate qualifications. Motion by Director Barke, seconded by Director DeMarco, to select James Fisler as LAFCO Regular Special District Member. Motion passed 5-0.

Motion by Director Casey, seconded by Director Maynard, to select Margie L. Rice as LAFCO Alternate Special District Member. Motion passed 5-0.

4. CONSIDERATION OF REQUEST BY THE ROSSMOOR HOMEOWNERS ASSOCIATION (RHA) FOR USE OF ROSSMOOR COMMUNITY SERVICES DISTRICT (RCSD) FACILITIES FOR OFFICE AND STORAGE SPACE

Recommendation to receive the report and direct staff accordingly.

The General Manager reported that after a tour of the Rush Park facility and discussing alternatives such as the shared space with the Sheriffs, utilization of the West Room and possible storage space, the Ad Hoc Committee established that since the RHA meets intermittently throughout the year, dedicated office space is not necessary. To accommodate the need for occasional meeting space, it was determined that the RHA could use the Rush Park West Room on an as-needed basis upon 48-hour advanced request. The General Manager further reported

that the West Room is not on the current reservation fee schedule and the usage will be minimal, it is suggested that no fee be charged for meeting space since the items are mutually beneficial to the RCSD Community. This will accommodate the RHA's needs and is the best utilization of District space. This could be revisited if use becomes excessive.

Discussion ensued. Motion by Director Nitikman, seconded by Director Barke, to adopt the General Manager's recommendation. Motion passed 5-0.

L. CLOSED SESSION: None

I. GENERAL MANAGER ITEMS:

General Manager Joe Mendoza reported that the Southern California Edison Steel Pole Street Light Replacement Project was in progress and would likely be completed in a couple of weeks. He reported that the District received inquiries from time to time regarding County Code Enforcement issues as they related to vacant and neglected properties and provided contact information for the County of Orange. He updated the Board on the 4th of July Bike Rally, which had been cancelled by the organizer. He provided an update on the Orange County Flood Control Channel Fencing, Gates, Parkway Landscaping Enhancement Project. He stated that RCSD Staff is working with Orange County Emergency Management Operations and will have an Emergency Preparedness; Earthquake Preparedness Presentation scheduled for the next regular Board Meeting. The report was received and filed.

J. BOARD MEMBER ITEMS:

Director Barke briefed the Board regarding the RCSD/RHA Liaison Ad Hoc Committee Meeting. He opined that the meetings should be ongoing and stated much could be accomplished together as it pertains to the community. He reported that he had been in contact with Supervisor Steel and she is ready to work with Rossmoor if the District projects a unified message with a clear list of items it would like to have accomplished.

Director DeMarco that a full Tree Committee report would be forthcoming once certain legal issues had been vetted. He opined that he felt assured that the committee's direction will be beneficial to the community. He thanked the General Manager for the SDRMA report, stating it was very insightful. He opined that he was satisfied with the direction the Board was taking and the objective it wanted to pursue. He thanked Lieutenant Rich and RCSD Staff for their quarterly reports and was pleased with the latest enhancements to the District's summer events. He appreciated the County Traffic Committee's attendance and encouraged the community to unify towards common goals to present to the County Supervisor.

Director Nitikman commented in reference to Director Barke's remarks about having a unified list to present to the County, stating freeway noise and parking issues were priority in his opinion. He also briefed the Board on the Legislative Affairs Ad Hoc Committee Meeting. He stated that he was looking to address high priority issues with legislators, obtain more control for the community to solve problems. Director Nitikman thanked all the presenters and community members for their attendance this evening. He especially thanked Mrs. Dorothy Fitzgerald for her dedication to the RHA, the community and neighborhood watch program over the years. He reminded residents to

notify County Code Enforcement regarding vacant and neglected properties. Finally, he thanked LAGSL for their hard work and accomplishments and wished everyone a happy summer.

Director Maynard reported on the Legislative Affairs Ad Hoc Committee Meeting and his recent meeting with Assemblyman Tyler Diep who, according to Director Maynard had expressed a desire to give more local control to cities. He thanked LAGSL for their attendance and community involvement.

President Casey opined about the lack of notice given to the District by Southern California Edison regarding their installation of new light poles. He was confused as to why the pole replacement wasn't done in conjunction with the LED lighting upgrade in February of 2019. President Casey also thanked Lieutenant Rich for his quarterly report and its transparency. He thanked LAGSL for their attendance and thanked Directors Barke and Maynard for their legislative efforts.

K. GENERAL COUNSEL ITEMS—None

L. CLOSED SESSION: None

M. ADJOURNMENT:

Motion by Director Nitikman, seconded by Director DeMarco, to adjourn the regular meeting at 11:00 p.m. Motion passed 5-0.

SUBMITTED BY:

Joe Mendoza
General Manager