



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

REGULAR MEETING

RUSH PARK
3021 Blume Drive
Rossmoor, California

Tuesday, September 11, 2018

A. ORGANIZATION

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

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

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS:

a. LAUSD Board Member Dr. Jeff Barke and Superintendent Dr. Sherry Kropp Re: School Safety and Traffic Update

Dr. Kropp and Dr. Barke gave a presentation to the Board regarding school traffic, safety, budget and enrollment numbers, intra-district transfer student reductions and infrastructure improvements. Discussion ensued relative to Measure G and potential implications to secondary education start times. The report was received and filed.

B. ADDITIONS TO AGENDA—None

C. PUBLIC FORUM:

Resident Steve Havens opined relative to Rossmoor's street parking overflow concerns related to the Montecito Road Condominiums. He stated that he and other residents were open to discussion with the various jurisdictions responsible regarding a potential long term solution such as parking permits and or a parking structure.

D. REPORTS TO THE BOARD—None

E. CONSENT CALENDAR:

1a. MINUTES REGULAR BOARD MEETING—AUGUST 14, 2018

2. REVENUE AND EXPENDITURE REPORT—JULY 2018

Motion by Director Nitikman, seconded by Director Casey to approve Items E-1a and E-2 on the Consent Calendar as submitted. Motion passed 5-0.

F. PUBLIC HEARING—None

G. RESOLUTIONS:

1. RESOLUTION NO. 18-09-11-01 A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT’S REJECTION OF CLAIM

The General Manager reported that a claim in the amount of \$840.35 has been filed by Rossmoor Resident Mr. Pierre Bouchard, alleging damage to his property caused by a parkway tree. This claim was forwarded to Special District Risk Management Authority (SDRMA) who provides insurance for the District. They advised the District to reject this claim and refer back to SDRMA for final disposition. The attached Resolution formally rejects the tort claim.

Recommendation to approve by roll call vote, Resolution No. 18-09-11-01 by reading the title only and waiving further reading as follows:

RESOLUTION NO. 18-09-11-01 A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ROSSMOOR COMMUNITY SERVICES DISTRICT’S REJECTION OF CLAIM.

Motion by Director Nitikman, seconded by Director Maynard to approve and adopt Resolution No. 18-09-11-01, by roll call vote by reading the title only and waiving further reading. Motion passed unanimously by roll call vote, 5-0.

ORDINANCES—None

H. REGULAR CALENDAR:

1. SECOND READING RCSD POLICY NO. 2210 HARASSMENT PREVENTION

Staff recommendation to give second reading and approve revised Policy No. 2210 Harassment, which combines two former Board Policies, No. 2210 Sexual Harassment and Policy No. 2215 Harassment into a single updated policy.

Discussion ensued relative to correcting the numbering on page 1. General Counsel stated that the numbering would be corrected accordingly. Motion by Director Nitikman, seconded by Director Maynard to give second reading and approve revised Policy No. 2210 Harassment. Motion passed 5-0.

2. FIRST READING RCSD POLICY NO. 3091 CONTRACT MAINTENANCE

Staff recommendation to give first reading to Proposed Policy No. 3091 Re: Contract Maintenance.

Discussion ensued. Motion by Director Maynard, seconded by Director Casey to approve first reading and introduce Proposed Policy No. 3091 Contract Maintenance with the following minor changes suggested by the General Manager: removal of the reference to a committee review and replace with staff review and amend the contract advanced review period verbiage stating from 4 to 6 months to a minimum of 4 months; bring the corrected policy back to the Board for second reading at the October 9, 2018 Regular Board Meeting. Motion passed 5-0.

3. DISCUSSION AND POSSIBLE ACTION RE: APPROVAL OF PROFESSIONAL SERVICES AGREEMENT FOR YOGA INSTRUCTION AT RUSH PARK

Staff recommendation to approve professional services agreement for yoga instruction at Rush Park, subject to approval once the proper insurance coverage has been provided to the District.

Discussion ensued. Motion by Director Nitikman, seconded by Director Maynard to approve the professional services agreement for Yoga Instruction at Rush Park with corrections to Section 7.5 Legal Coverage and Exhibit A and with the caveat that instructor increase her insurance indemnification limit from \$1 million to \$2 million dollars. Motion passed 5-0.

I. GENERAL MANAGER ITEMS:

The General Manager reported on the status of his street sweeping meeting with Steve Dickson with R.F. Dickson Street Sweeping Company; stating he had an upcoming follow up meeting with Tim Whitaker from Supervisor Michele Steel's office to discuss street sweeping and other issues of importance to the Rossmoor community. He also reported on the Foster Mini-Park security lighting upgrades and the addition of play apparatus at that location. The report was received and filed.

J. BOARD MEMBER ITEMS:

Director Maynard had no comments.

Director Casey announced that he had attended the Mayor's Forum in Huntington Beach last Wednesday, September 5, 2018 at 7:30 a.m. The main topic of the meeting was the current status of OCTA's activities related to the I-405 freeway expansion project, noise and other activities impacting Rossmoor residents. Daryl McFadden reported on the McFadden bridge was down. He opined that he was struck by the fact that they had little to no interest in listening to potential ideas and solutions about reducing the noise.

Director Nitikman requested status on the street sweeping negotiations. General Manager Ruth stated that a meeting was scheduled with Tim Whitacre with Orange County Supervisor Michelle Steel's Office to discuss possible options. He would report the results of that meeting back to the Board. President DeMarco provided additional background with regard to past meetings he had attended with R.F. Dickson. He stated that all agencies were pursuing a workable solution. He thanked Director Casey for his update on the freeway project noise.

Director Kahlert had no comments.

President DeMarco had questions relative to a scheduling update for the street lighting upgrades. General Manager Ruth replied that he had just sent an email to Southern California Edison BCD Manager of Streetlight Projects, John King requesting an update and was awaiting his reply—however; the target date was between December 2018 and January 2019.

AT APPROXIMATELY 8:40 P.M. THE BOARD RECESSED IN TO CLOSED SESSION

K. CLOSED SESSION:

1. INITIATION OF LITIGATION—ONE CASE. Pursuant to Government Code Section 54965.9(d)(4)

2. a) CONFERENCE WITH LABOR NEGOTIATORS RE: PUBLIC EMPLOYEE RECRUITMENT, GENERAL MANAGER

District Representative: Tony DeMarco

Pursuant to Government Code Section 54957.6

Unrepresented Employee: General Manager

b) CONSIDERTION OF THE APPOINTMENT, EMPLOYMENT AND/OR EVALUATION OF EMPLOYMENT OF THE GENERAL MANAGER

Pursuant to Government Code Section 54957(b)(1)

AT 9:10 P.M. THE BOARD RECONVENED INTO OPEN SESSION

General Counsel Tarquin Preziosi reported that at approximately 9:10 p.m. the Board reconvened into open session with no reportable action.

L. ADJOURNMENT:

Motion by Director Nitikman, seconded by Director Casey to adjourn the regular meeting at 9:15 p.m. Motion passed 5-0.

SUBMITTED BY:

James D. Ruth

General Manager