



RANCHO MURIETA COMMUNITY SERVICES DISTRICT

Board of Directors Regular Meeting

MINUTES

August 19, 2015

5:00 p.m. Open Session

1. CALL TO ORDER/ROLL CALL

President Gerald Pasek called the regular meeting of the Board of Directors of Rancho Murieta Community Services District to order at 5:00 p.m. in the District meeting room, 15160 Jackson Road, Rancho Murieta. Directors present were Gerald Pasek, Betty Ferraro, Paul Gumbinger, Mark Pecotich, and Michael Martel. Also present were Darlene J. Gillum, General Manager; Greg Remson, Security Chief; Paul Siebensohn, Director of Field Operations; Eric Thompson, Controller; Suzanne Lindenfeld, District Secretary; and Richard Shanahan, General Counsel.

2. ADOPT AGENDA

Motion/Gumbinger to adopt the agenda. **Second/Ferraro**. **Ayes: Pasek, Ferraro, Gumbinger, Martel, Pecotich** . **Noes: None**.

3. SPECIAL ANNOUNCEMENTS AND ACTIVITIES

Director Gumbinger stated that he is moving and therefore resigning from the District Board, effective August 31, 2015. Director Gumbinger commented on his mixed feelings about leaving the Rancho Murieta community.

Director Martel thanked Director Gumbinger and commented on how the community will miss him and that he is a true gentleman. President Pasek commented on his appreciation for Director Gumbinger having been on the Board. Director Ferraro stated that Director Gumbinger will be missed. Director Pecotich thanked Director Gumbinger.

Darlene Gillum stated that the notice of vacancy will be posted on Thursday, August 20, 2015. The cut-off date to submit letters of interest is September 10, 2015. Depending on how many letters are received, the appointment will be made at either the September 16, 2015 Regular Board meeting or a Special meeting will be held.

4. COMMENTS FROM THE PUBLIC

None.

5. CONSENT CALENDAR

Under Agenda Item 5a, Item 13, Director Pecotich asked about the conflict of interest clause. Darlene stated that the conflict of interest statement is included in the contract.

Under Agenda Item 5b, Director Gumbinger commented on the need for netting at the Water Treatment Plant to keep the birds from nesting. Paul Siebensohn said he is already looking in to having that done.

Motion/Gumbinger to adopt the consent calendar. **Second/Ferraro**. **Roll Call Vote: Ayes: Pasek, Ferraro, Gumbinger, Martel and Pecotich**. **Noes: None**.

6. STAFF REPORTS

Under Agenda Item 6a, Director Pecotich asked about the status of the EIR. Darlene stated that the County has not released it yet for review. The District will be asking for an extension of time to complete the Water Supply Assessment. Director Pecotich also asked about the concern regarding asbestos. Darlene stated that she is not aware of any concern with asbestos and that would be found in soil testing not water testing. Paul Siebensohn stated that no asbestos has been found in the water.

Under Agenda Item 6b, Director Gumbinger stated that the financial reports were well done.

Under Agenda Item 6d, John Sullivan commented on the wastewater treatment plant flow falling off and his concern with the storage. Paul Siebensohn stated that there is no specific target but they do try to have dead storage each year, if possible. Water will be sent to Van Vleck only when possible.

Director Ferraro commented on Rancho Murieta Association's request for water to be sent down the CIA Ditch and asked if they were charged. Paul Siebensohn stated yes, they are charged.

Director Martel commented on fire hydrants being tapped for water. Paul stated that anyone getting water from a fire hydrant is required to get a permit from the District. There is a meter attached to the hydrant which will record the amount they will be billed for.

7. CORRESPONDENCE

a. Letter from Jaclyn Shanahan, SOLOS Secretary, dated July 15, 2015

No comments.

b. Email from Bobbi Belton and Mary Brennan, dated August 8, 2015

President Pasek commented on his concern on why this is the responsibility of the District and not RMA or the Villas. Paul Siebensohn stated that the District has already done five (5) treatments so far this year.

8. CONSIDER ADOPTION OF RESOLUTION R2015-12, IN HONOR OF PAUL J. GUMBINGER, DIRECTOR, RANCHO MURIETA COMMUNITY SERVICES DISTRICT

Motion/Ferraro to adopt Resolution R2015-12, in honor of Paul J. Gumbinger, Director, Rancho Murieta Community Services District. **Second/Martel. Roll Call Vote: Ayes: Pasek, Ferraro, Martel and Pecotich. Noes: None. Abstain: Gumbinger.**

President Pasek presented Paul Gumbinger with an engraved plaque.

9. CONSIDER ADOPTION OF ORDINANCE O2015-02, DISTRICT CODE CHAPTER 4, PURCHASING AND BIDDING UPDATE

Darlene Gillum gave a brief summary of the recommendation to adopt Ordinance O2015-02, updating District Code Chapter 4 regarding purchasing and bidding.

Motion/Gumbinger to acknowledge the second reading of Ordinance O2015-02, and to adopt Ordinance O2015-02, an Ordinance of the Rancho Murieta Community Services District, amending

Chapter 4 of the District Code relating to Purchasing and Bidding. **Second/Ferraro. Roll Call Vote: Ayes: Pasek, Ferraro, Gumbinger, Martel and Pecotich. Noes: None.**

10. CONSIDER APPROVAL OF AN EXTENSION OF TERM OF THE REIMBURSEMENT AGREEMENT BETWEEN RANCHO MURIETA COMMUNITY SERVICES DISTRICT AND SHF ACQUISITION CORPORATION

Jim Taylor, Taylor & Wiley, attorneys for M&R Investment One Company, Inc. (M&R), the successor in interest to SHF Acquisition Corporation (SHF), gave a brief summary of the request of amendment to the Reimbursement Agreement between the District and SHF (now M&R) to extend the term of the agreement an additional twenty (20) years. SHF constructed several oversized water, sewer, and drainage facilities to serve land outside of the properties developed by SHF in Unit 6. The request is made because the Rancho Murieta Community has not developed as quickly as anticipated twenty (20) years ago due to unforeseen economic conditions.

Staff recommended the matter be referred back to staff and legal counsel for further review.

Motion/Ferraro to refer the matter back to staff and legal counsel for further review. **Second/Pecotich. Ayes: Pasek, Ferraro, Gumbinger, Martel and Pecotich. Noes: None.**

11. CONSIDER ADOPTION OF DISTRICT POLICY P2015-08, RECORDS RETENTION, DISPOSAL AND STORAGE POLICY

Darlene Gillum gave a brief summary of the recommendation to adopt District Policy P2015-08. The proposed District Policy P2015-08 will supersede the current Policy. The goal of this amendment is to streamline and simplify the District's existing policy and make it consistent with the Government Code for record retention, disposal, and storage.

Motion/Gumbinger to adopt District Policy P2015-08, Record Retention, Disposal and Storage Policy. This Policy supersedes District Policy 2011-11. **Second/Ferraro. Roll Call Vote: Ayes: Pasek, Ferraro, Gumbinger, Martel and Pecotich. Noes: None.**

12. PUBLIC HEARING - CONSIDER PLACING DELINQUENT ACCOUNTS ON THE TAX ROLLS OF SACRAMENTO COUNTY FOR COLLECTION

Darlene Gillum gave a brief background and stated that the Board adopts this resolution annually in order to place delinquent special taxes/charges on the Sacramento County tax rolls. The County purchases these delinquencies, using the Teeter Plan, and the District receives payment from the County dollar for dollar.

President Pasek opened the public hearing at 5:55 p.m. and asked for public comments. There were no comments.

President Pasek closed the public hearing at 5:56 p.m.

Motion/Ferraro to adopt Resolution R2015-011 placing delinquent water, sewer, solid waste, security and/or drainage charges/taxes on the Sacramento County tax rolls to be purchased by Sacramento County under the Teeter Plan. **Second/Martel. Roll Call Vote; Ayes: Pasek, Ferraro, Gumbinger, Martel and Pecotich. Noes: None.**

13. CONSIDER APPROVAL OF THE 2016 WATERSMART - TITLE XVI WATER RECLAMATION AND REUSE FUNDING AND PROP 1 FUNDING APPLICATION PROPOSAL FOR PROFESSIONAL SERVICES

Paul Siebensohn gave a brief summary of the recommendation to approve the proposal from AECOM to provide professional services for the 2016 WaterSMART - Title XVI Water Reclamation and Reuse Funding Application and Proposition 1 Funding Application, which the District has a good chance of receiving.

Director Gumbinger commented on his concern with there being no time line in the contract. Director Ferraro agreed.

Motion/Pecotich to approve proposal from AECOM to provide professional services for the 2016 WaterSMART - Title XVI Water Reclamation and Reuse Funding Application and Proposition 1 Funding Application, in an amount not to exceed \$30,731. Funding to come from Water Supply Augmentation Reserves. **Second/Pasek. Ayes: Pasek, Pecotich. Noes: Ferraro, Gumbinger, Martel. MOTION FAILED.**

14. CONSIDER APPROVAL OF CAPACITY CERTIFICATION LETTERS ADDENDUM 1 FOR MURIETA GARDENS I AND II AND THE RETREATS

Paul Siebensohn gave a brief summary of the recommendation to approve the capacity certification letters addendum 1 for Murieta Gardens I and II and The Retreats.

Motion/Gumbinger to approve Addendum 1 - Proposal for the Capacity Certification Letters regarding Murieta Gardens I and II and The Retreats, in an amount not to exceed \$13,284. Funding to come from Developer Deposit funds. **Second/Ferraro. Ayes: Pasek, Ferraro, Gumbinger, Martel and Pecotich. Noes: None.**

15. RECEIVE WATER TREATMENT PLANT EXPANSION PROJECT UPDATE

Paul Siebensohn gave a brief update on the Water Treatment Plant Expansion Project. Roebbelen Construction Management reports that production of water from the new facility should now occur on November 6, 2015 vs. October 23, 2015 from the previous schedule.

Director Gumbinger commented on his disappointment with the Construction Manager at Risk's (CMAR) inability to get the project completed on time. He also suggested getting netting installed to keep the birds out. At the end of the project, staff will provide the CMAR with an evaluation of their performance during the project.

16. RECEIVE WATER CONSERVATION UPDATE

Paul Siebensohn gave a brief summary of the community's conservation of water. Darlene Gillum gave a brief overview of the State of California's new turf replacement rebate program. Information is available on the District's website and an article will be in the August Pipeline.

Director Martel suggested the District hold a workshop to help residents fill out the rebate forms. Director Pecotich suggested RMA participate.

Darlene also commented that she is reviewing the contract regarding the funds the District received through Regional Water Authority (RWA) regarding a separate Cash for Grass program.

17. REVIEW AND SELECT CONFERENCE/EDUCATION OPPORTUNITIES

No discussion.

18. REVIEW MEETING DATES/TIMES

No discussion.

19. COMMENTS/SUGGESTIONS - BOARD MEMBERS AND STAFF

Chief Remson stated that off-duty Sacramento Sheriff's Deputies will be working the Summerfest.

President Pasek asked about the cameras at the water treatment plant. Paul Siebensohn stated that the higher quality cameras were installed along with additional lighting.

Eric Thompson stated that he is preparing for the annual audit. The field work should be done by September 5, 2015 and the report ready by the end of October.

Director Martel commented on the Parks Committee and RMA not responding to the questions that they were asked at the last Park's meeting back in February. He stated that if no response is provided soon, he will be contacting the Attorney General's office. President Pasek suggested the developer representatives and the District representative get together and call a meeting.

John Sullivan commented on his having requested RMA have a trust account for the Parks Committee funds for better tracking of the funds and how they are being spent.

Richard Shanahan, District General Counsel, stated that the conversation has gotten off track, not an agenda item. If the Board wishes to discuss this matter, it needs to be put on a future agenda.

Director Gumbinger gave a brief summary of the history of the Parks Committee. He also commented on the need for the Security Ad Hoc Committee to meet, how pleased he is with the District proceeding with solar power, and stated his appreciation for the District and staff.

President Pasek asked about the status of the solar power. Darlene stated that the contract is being reviewed.

Director Pecotich commented on what a good job is being done on the District website and commented on video recording the meeting on Friday and having it linked on our website.

Darlene Gillum stated that for Friday's Special Board meeting, public comments will be taken after the developer presentation is completed. Comments and/or questions are to be directed to the Board as this is a Special Board meeting, not a community town hall meeting. The Board will not have any dialogue and there will be no action taken. Cards will be provided for residents that wish to submit questions. The questions will be compiled, answers provided and posted on the District's website.

20. ADJOURNMENT

Motion/Gumbinger to adjourn at 7:20 p.m. Second/Ferraro. Ayes: Pasek, Ferraro, Gumbinger, Martel, Pecotich. Noes: None.

Respectfully submitted,



Suzanne Lindenfeld
District Secretary