

**BOARD OF DIRECTORS
GROVELAND COMMUNITY SERVICES DISTRICT
GROVELAND, CALIFORNIA**

**March 8, 2010
9:00 a.m.**

The Board of Directors of Groveland Community Services District met in regular session on the above mentioned date with Directors John Graham, President, Gus Allegri, Vice President, Dick Lennen, Steve Perreira, and Joe Riley being present. Also present were General Manager Jim Goodrich, District Engineer Randy Klaahsen, Fire Chief Shane Warner, District Treasurer Vicki West, Board Secretary Lena Spilman and Fire Department Administrative Assistant Kathy Bernheisel.

District Counsel Dave McMurchie joined the meeting by teleconference

Director Graham called the meeting to order at 9:00 a.m.

Agenda Approval

Director Allegri moved, seconded by Director Lennen, and the motion passed unanimously to approve the agenda as written.

Director Perreira apologized for an announcement made the previous week via the Pine Mountain Lake Voice regarding the content of the closed session item for today's meeting. Director Perreira informed members of the public in attendance that he had mistakenly interpreted the closed session item to be the General Manager's annual performance evaluation and urged members of the public to attend the meeting. He stated that although he was incorrect and the closed session item was not related to the General Manager's performance evaluation, he would like to remind the public that the GCSD Retirement Benefits Review Committee meeting was scheduled for April 1, 2010.

Public Comment

A member of the public presented photographs of a suspected electrical hazard at one of the District's lift stations. General Manager Jim Goodrich asked District Engineer Randy Klaahsen to address the issue with his staff report.

A member of the public asked several questions regarding the District's employee reimbursement policy. Mr. Goodrich suggested that he submit a written public records request for the District's reimbursement policy, and that he return to discuss the issue after having reviewed the documents.

A member of the public asked whether there were any open seats on the Retirement Benefits Review Committee. Director Lennen stated that there are not any openings at this time, but that the committee meetings will be open to the public. District Secretary Lena Spilman stated that a date and time for the committee meeting had not yet been scheduled, but that agendas would be posted and an announcement would be emailed to the Agenda Distribution List as soon as a date is agreed upon.

Public Hearing

Proposed Sewer Ordinance 1-10, an Ordinance Amending Ordinance 1-08

Director Graham opened the public hearing at 9:18 a.m. No comments were received. Director Allegri moved, seconded by Director Lennen, and the motion passed unanimously to close the public hearing at 9:19 a.m.

Proposed Water Ordinance 2-10, an Ordinance Amending Ordinance 2-08

Director Graham opened the public hearing at 9:20 a.m. No comments were received. Director Lennen moved, seconded by Director Allegri, and the motion passed unanimously to close the public hearing at 9:21 a.m.

Action Items

Consent Calendar

- A. Approve Minutes of the February 8, 2010 Regular Board Meeting
- B. Waive Reading of Ordinances and Resolutions except by Title

Director Allegri moved, seconded by Director Lennen, and the motion passed unanimously to approve the consent calendar

Conduct Second Reading of Sewer Ordinance 1-10, an Ordinance Amending Sewer Ordinance 1-08

General Manager Jim Goodrich presented this item to the Board. Director Perreira suggested several minor administrative changes that were incorporated into the document.

A member of the public suggested offering a discounted sewer fixed rate to schools and non-profit organizations.

1) Director Graham read the title of the Ordinance. Director Perreira moved, seconded by Director Allegri, and the motion passed unanimously to conduct the second reading of the Sewer Ordinance 1-10.

2) Director Perreira moved, seconded by Director Graham, and the motion passed unanimously to adopt Sewer Ordinance 1-10 as amended.

Conduct Second Reading of Water Ordinance 2-10, an Ordinance Amending Water Ordinance 2-08

General Manager Jim Goodrich presented this item to the Board. Several Amendments were proposed and incorporated into the documents.

1) Director Graham read the title of the Ordinance. Director Allegri moved, seconded by Director Riley, and the motion passed unanimously to conduct the second reading of the Water Ordinance 2-10.

2) Director Lennen moved, seconded by Director Graham, and the motion passed unanimously to adopt Water Ordinance 2-10 as amended.

Adopt Resolution 2-10, Deeming Certain Equipment and Vehicles to be Surplus and that in the Best Interest of the District Authorizing Staff to Dispose of these Equipment and Vehicles at Public Auction

Mr. Goodrich presented this item to the Board. A member of the public inquired as to how much public notification would be given for this sale. Staff agreed to post notices in local newspapers and the PML Voice, in addition to posting flyers around town.

Director Allegri moved, seconded by Director Lennen, and the motion passed unanimously to adopt resolution 2-10, deeming certain equipment and vehicles to be surplus and that in the best interest of the district authorizing staff to dispose of these equipment and vehicles at public auction.

Consider Yosemite Pines RV Park Request Allowing Annual Payments on Their Water Participation Fee

District Engineer Randy Klaahsen presented this item to the Board, explaining the history of the District's relations with the Park.

Director Allegri moved, seconded by Director Lennen, and the motion passed unanimously to approve the agreement with Yosemite Pines RV Park, allowing annual payments of their water participation fee.

Consider Approving 2-year Consultant Services Agreement with SCI Consulting Group and Adopting Resolution 3-10, Directing Preparation of the FY 2010-2011 Engineer's Report for the Groveland Fire and Rescue Assessment District.

Mr. Goodrich presented this item to the Board. He explained that for the past several years, SCI Consulting Group has prepared the District's mandatory Engineer's Report for the Groveland Fire and Rescue Assessment District. In March 2007, the District signed a 3 year agreement with SCI Consulting Group, set to expire this year. The new agreement, currently under review, would extend until the end of FY 2011-12. Mr. Goodrich explained that resolution 3-10 would direct SCI Consulting Group to prepare the FY 2010-11 Engineer's Report.

A member of the public asked whether anyone currently employed by GCSD would be qualified to prepare this report. Mr. Goodrich responded that there was not. Mr. Klaahsen clarified that while he is a licensed Civil Engineer, this report must be prepared by a licensed Fire Engineer.

Fire Chief Shane Warner commented that SCI is a well known Consulting Group within the industry who does work for several districts within Tuolumne County. Director Perreira stated that he would be very interested to see what methods SCI has used in the calculation of the assessments for other Districts. Mr. Goodrich suggested that the Board review these when the District's own assessment expires in 2012.

1) Director Lennen moved, seconded by Director Allegri, and the motion passed to approve a 2-year Consultant Services Agreement with SCI Consulting Group.

2) Director Allegri moved, seconded by Director Lennen, and the motion passed unanimously to adopt resolution 3-10 directing preparation of the FY 2010-11 Engineer's Report for the Groveland Fire and Rescue Assessment District.

Consider Nature of Attorney Attendance at GCSD Board Meetings

As this item was requested by Kay Crow, a member of the public, Mr. Goodrich asked her to present the item to the Board. Mrs. Crow expressed her opinion that District Counsel should only be used on an on-call teleconference basis for the District's Board meetings, for the reason that many items do not require District Counsel input.

Director Allegri stated that when he was elected to the Board he shared the opinion that the presence of District Counsel was not required at every meeting. However, his experience has shown that often times legal questions arise unexpectedly out of discussion and a legal opinion is required to proceed.

Mr. Goodrich also added that if District Counsel is not present for the meeting, and so is not privy to discussion regarding a particular issue, he would have no context from which to offer a valid opinion on the matter.

Director Perreira stated that the District has already made several improvements in this area by reducing the number of Board meetings per month and by employing the use of teleconference at District Board meetings rather than paying for District Counsel's travel expenses. However, he suggested that the Budget Committee review this issue.

No action was taken on this item.

Recognize Kathy Bernheisel and Lena Spilman for Their Work on the District Website

Admin/Finance Manager Vicki West presented this item to the Board. Ms. Spilman gave an introductory presentation of the new website to the Board and members of the public.

No action was taken on this item.

Information Items

Discuss SCADA System Nuisance Failures

Mr. Klaahsen presented this item to the Board. He explained that the District currently has 2 different SCADA systems, and is in the process of replacing the old system with the new. He stated that the majority of the SCADA system nuisance failures are coming from the old system, which should be completely replaced by mid-summer. The new system employs a dedicated frequency, which has had the effect of drastically reducing the number of failures.

Update on Graywater Use Committee

Director Riley, Graywater Use Committee Chair, explained that the committee had met the previous week and had discussed the possibility of modeling a Graywater Program after the District's existing Landscape Irrigation Program. He also stated that the main impediment to progress on this issue now is Tuolumne County, as they have not yet adopted the new state approved guidelines regarding graywater use. He explained that he had been in contact with county officials, and that he planned to attend their next meeting regarding this issue.

Staff Reports

A. General Manager's Comments

None

B. O&M Report

District Engineer Randy Klaahsen stated that he would have to look into the issue regarding downed electrical lines at one of the District's lift stations, and report back. Mrs. West commented that PG&E had been contacted in December regarding the situation, and that it was her understanding that they had not yet responded.

C. Fire Department Report

Groveland Fire Chief Shane Warner announced that Firefighter Jon Rock had just scheduled a Fire Prevention 1A class at the Tioga High School cafeteria. He commented that this was a great opportunity for locals interested in getting their certifications, and that it was being offered at a very reasonable price.

Mr. Warner also reminded everyone that the Department would be hosting their Italian Night for the Fight dinner on March 13th at Tuolumne Trails to benefit the American Cancer Society.

D. District Counsel's Comments

None.

Director's Comments

None

(The Board adjourned into closed session at 11:38 a.m.)

Closed Session

- A. Public Employment: General Manager (Pursuant to Govt. Code Sec. 54957)
- B. Conference with Legal Counsel – Significant Exposure to Litigation
(Pursuant to Govt. Code Sec. 54956.9)
One Case

(The Board Reconvened into open session at 12:32 p.m.)

Announcement of Any Action Taken by Board in Closed Session

Public Employment: General Manager (Pursuant to Govt. Code Sec. 54957)

No action to report.

Conference with Legal Counsel – Significant Exposure to Litigation (Pursuant to Govt. Code Sec. 54956.9)

The Board directed District Counsel to draft a letter to CIFAC for Board signature.

Adjournment

Director Allegri moved, seconded by Director Lennen, and the motion passed unanimously to adjourn the meeting at 12:33 p.m.

APPROVED:

ATTEST:

John Graham, President

Lena Spilman, Board Secretary