

MINUTES

Regular Meeting of the Board of Directors
Cameron Park Community Services District
2650 Cameron Park Drive, Suite 170, Cameron Park, California
7:00 p.m., Wednesday, July 21, 2004
DAVID JOHNSON, President
ALAN CLARKE, Vice President
Directors KEN CATER, DALE GERGER, and PAUL RYAN

CALL TO ORDER: The meeting was called to order by President David Johnson at 7:00 p.m. followed by the Pledge of Allegiance.

ROLL CALL: Present: President Johnson, Directors Clarke, Cater, Gerger, Ryan
Absent: None

APPROVAL OF AGENDA: Motion was made by Director Ryan to approve the Agenda; seconded by Director Gerger. Motion passed 5-0.

OPEN FORUM: Chief Silva reported on the helicopter accident in the District and introduced Chris Anthony, the public information officer at the scene of the crash.

Mr. Anthony, Battalion Chief based in Camino, gave an overview of the helicopter crash. He stated that at approximately 3:45 p.m. a call was received in the dispatch center of a helicopter down into a house in Cameron Park. The El Dorado County Sheriff's Office and Coroner came to the scene and confirmed the fatality as the pilot. One occupant was in the house at the time but was able to get out of the house and is fine.

The helicopter crashed on the front porch of the house, right in front of the front door. The helicopter started a fire, but firefighters were able to confine it mainly to the attic. The fire did extend a little into the rooms; most of the contents of the house were saved. Cameron Park Fire Department was first on scene and did the initial attack. Representatives from El Dorado County Fire Protection District, Diamond Springs, El Dorado Hills, Rescue, EDSO, CHP, and FAA were all there. The FAA is beginning the investigation on exactly what caused the helicopter to crash.

Board Member: Where was the helicopter based?

Mr. Anthony stated that he did not know; EDSO will probably know shortly.

Board Member: Where on Fairway was the crash?

Chief Silva stated that Fairway runs from Oxford to Country Club and the crash was about in the middle.

President Johnson thanked Mr. Anthony for coming in and asked for other public comments or items. Resident Sam Tennant stated that on weekends a lot of people wanted to know if the pool could be open longer than 7:00 p.m. A couple of years ago, it was swim at your own risk once the lifeguards left.

President Johnson stated that this matter should be forwarded to the staff.

MOMENT OF RECOGNITION: None.

CONSENT CALENDAR: Director Clarke proposed adding the following items to Consent Calendar: Item 13A – CC&R, Item 13B – Parks and Recreation, Item 13E - El Dorado County Regional Prehospital Emergency Services Operations Authority, Item 13F - Cameron Park Fire Safe Council, Item 13G – NCSIDA, and Item 13H - Community Center Research (to be covered under Item 11).

Motion was made by Director Cater to approve the Consent Calendar as changed; seconded by Director Clarke. Motion passed 5-0.

DEPARTMENT MATTERS:

5. **Orvin Lambert, El Dorado County Department of Transportation:** President Johnson introduced Mr. Lambert who provided an update on transportation projects in Cameron Park.

Mr. Lambert, Supervising Civil Engineer for the Development Services Unit (new projects, permitting, etc.), brought along the list of proposed interim capital improvement projects for Fiscal Years 03/04 to 07/08 dated May 2004. He stated that it was not adopted by the Board of Supervisors yet. Several new projects for Cameron Park are listed with Cameron Park Drive as the major focus for DOT.

- Cambridge Road and Merrychase Drive, westbound 50 on/off ramps. Signalization. Scheduled for approximately \$270,000 in fiscal year 04/05 with another \$200,000 in 05/06. Money is for signalization and intersection improvements (left and right turn lanes, channelization). There is an approved development application for an AM/PM mini-mart-type gas station on southwest corner. Gas station is conditioned to put in a traffic signal. The northeast corner is earmarked for a park-and-ride lot.
- Cameron Park Drive and Mira Loma Drive intersection improvements. \$70,000 budgeted 03/04 and \$680,000 budgeted 04/05 for construction of left turn lanes on Cameron Park Drive at Mira Loma, Alhambra intersection. To bid in Spring of 2005. Construction of two-way left turn lane on Cameron Park Drive to approximately 90 feet south of the intersection. May include advance work for signalization (maybe conduits and wiring). Signal not part of the job at this time.
- Cameron Park Drive and Meder Road intersection. Approved by the Board of Supervisors on 7/20/04. Will be going out to bid shortly. Bids accepted 8/19/04. Award construction 8/24/04. Start of construction approximately second to third week of September. Installation of traffic signals, pavement widening to accommodate auxiliary lanes (right turn lanes), expansion of existing two-way left turn lanes, relocation or reconstruction of existing commercial driveways, and some drainage improvements. Budgeted \$100,000 in 03/04 and \$470,000 in 04/05.
- Cameron Park Drive from Palmer to Green Valley Road operation and safety analysis and improvements. 04/05 - \$70,000. 05/06 - \$160,000. 06/07 - \$160,000. Starts as operational and safety study (spot widening, shoulder widening, site distance, additional signage, traffic warrant analysis at various intersections) to determine what traffic control devices are appropriate. Usually turn lanes, then stop signs, and ultimately traffic signals.

Mr. Lambert read from the report about Cameron Park Drive, from Palmer to Green Valley Road: “Conduct operational and safety analysis of Cameron Park Drive to identify and prioritize needed improvements such as channelization (restriping turn lanes), site distance

improvements and signalization. Intersection warrant investigation - these formal studies include Hacienda Drive, Sudbury Drive, El Dorado Royale, Oxford and La Canada. This project also identifies funding to accomplish the most needed improvements once they've been identified and prioritized."

- Installation of a traffic signal and intersection improvements at Durock Road and Business Center Drive. This is purely developer driven. Developer to construct the improvements with reimbursement from both the Barnett Business Park Road account and the West Slope Traffic Impact Mitigation fee account. KFRD Investments - Wilkinson family, want to divide the last part of the Business Park and one of the conditions for approval is that they install a traffic signal. When the map is recorded, improvements are triggered.
- Green Valley Road and Cambridge Road intersection signalization. Mr. Lambert read from the report: "Cambridge Road intersection with Green Valley Road. Signalize the intersection. The southwest corner commercial development (the mini-storage) is required to construct this signal as part of their development. The cost of the signal is reimbursable from our traffic fee program."

The mini-storage is being built with a condition that a traffic signal be in and operational prior to occupancy of buildings. Parts for traffic signal can take up to 180 days to be delivered. Mini-storage is making application to the Planning Department to have this condition of approval adjusted.

- Cameron Park Drive in the General Plan is designated to be a four-lane, undivided roadway in the long-term. DOT will do alignment studies to investigate the challenges of widening Cameron Park Drive to four lanes within the existing right-of-way. In both the alignment study and the operational study on Cameron Park Drive, there will be community outreach meetings. Operational study outreach meetings will begin in the Fall of 2004. The alignment study outreach meetings in 2005.

Maintenance Activities:

The dig-outs and patching on Cameron Park Drive is preparatory work for the contract overlay job scheduled for out to bid mid-August, award mid-September, overlay completed by middle of October. Will be in two sections: From Palmer to Oxford and north of Meder to Green Valley. Mr. Lambert asked for questions.

Board Member: Why do we need light at Cambridge and Green Valley?

Mr. Lambert replied that in the warrant analysis there is about 11 categories to look at an intersection to see if a four-way stop or traffic signal and whatever is needed. This intersection meets traffic warrants on 4-5 of the 11 for a traffic signal. Traffic studies were done and the Planning Department approved the project with that condition. The applicant appealed the condition of approval to the Board of Supervisors, and the Board of Supervisors upheld the Planning Commission.

A resident asked if there would be a safety margin for walkers on Cameron Park Drive.

Mr. Lambert stated that when there is community outreach meetings, this is the time to voice this concern.

A resident asked if the Highway Patrol can cover Royal Park when the work is getting done on Cameron Park Drive. This was a problem when Cameron Park Drive was worked on earlier this year with drivers using this street as a detour and speeding.

Mr. Lambert stated that he would mention that to the designers that are working on the jobs. He felt the overlay job could be finished in 7 -10 working days.

President Johnson asked for any other comments.

A resident asked if bike lanes are being considered for Cameron Park Drive.

Mr. Lambert stated that when Cameron Park Drive goes to four lanes, it would have a curb, gutter, sidewalk, etc. Interim work would probably have significant shoulders (probably 6 feet). Bike lanes only need four feet.

Director Ryan stated that when the safety study is done, the Fire Chief should be consulted because trucks are coming in and on Cameron Park Drive. There is also an ongoing drainage problem (flooding) which is a safety hazard at the Spirit gas station during the rainy part of the year. He asked if DOT would consider repaving at night instead of during the daytime hours, like 6:00 p.m. to 3:00 a.m.

Mr. Lambert stated that nighttime work is of interest to DOT.

Director Cater asked about Chardi Corner. He said that it looked like a 40% bite out of the existing landscape. He questioned what the necessity was for a right turn there.

Mr. Lambert stated that these were mitigation measures. When a project comes in (Marshall Medical expansion), a traffic study is done. This interchange area is an impacted area during rush hour. Marshall Medical will introduce more traffic into that area. Traffic engineers determined that a right turn lane would allow people turning right on Country Club can move over to make a right turn, freeing up space on the through lanes.

Director Ryan asked if the job had been bid and if there was a start time.

Mr. Lambert stated that it is developer driven. The developer is opening bids on 7/22/04, suggesting it is eminent. This project will require right-of-way acquisition from a neighbor on Country Club just behind the monument sign.

6. **Residents of Air Park Estates:** President Johnson explained that this was put on the agenda because there was a request by residents living outside the Air Park to do so. Residents outside of the Air Park received letters about tree removal dealing with the Air Park and lighting. He stated that one Airport District Board member is present.

President Johnson opened discussion to the Board. No Board comments. President Johnson then opened discussion to the public.

Joerg Schulze-Clewing stated that there was an Airport District meeting on June 28. The Airport Board is going to put the matter on hold for now, but this is only for a few weeks until DOT comes up with a new study, specifying which trees have to go and why they have to go. There will be no FAA grants to help financially with the tree removal. In order for the Airport to stay open for flights at night, they need lights and other things to be done. In order to keep this privilege, some

trees have to be removed. He explained that the Airport is not willing to participate financially, so residents will have to pay the full amount of the money, \$4,000 - \$6,000. He asked whether the CSD Board would want to be involved in this, to help the residents in that respect or would the residents be on their own.

President Johnson asked what Mr. Schulze-Clewing meant by be involved. Financially?

Mr. Schulze-Clewing stated no. Since this affects 59 properties, 100 or so trees, this is a big impact on Cameron Park.. Residents feel that the CSD and Airport Board should sit down and discuss the matter. He stated that residents are dealing with several agencies (FAA, Airport Board, DOT, the State, and the County) and would help with the process.

President Johnson asked about the slope zones into the airport. When a house is sold that conceivably has a tree that enters into a flight slope, is this a disclosure item on the sale of the house? Should this be something a title company is aware of? Or the seller should have disclosed?

Rob Crasgy, a Board member at the Cameron Park Airport District, stated that the rule comes down from the FAA, a division of federal government. The rule specifically says that wherever there is an airport within the United States, there is a clear zone around that airport which is on a slope radius coming out of the runway. There cannot be anything that goes into that clear zone. If there is, it is called an obstruction and the federal government has certain methods to deal with that. The State of California has its own enforcement agency – Caltrans. Caltrans has a division of aeronautics, which enforces federal regulations within the State and they will issue to anyone who violates these federal regulations some method to clear the violation and they will enforce it. It is not a CPAD or local government or State issue. It is a federal issue. CPAD has no say in this, other than helping Caltrans to identify where infractions are.

Rob Sedume stated that the Federal Aviation Administration adopts and advises. Caltrans adopts all advisory as law. Example, if an airplane takes off and hits your tree, you are now liable but so is the State. This problem has gone on for five years. It is not new. The State says they cannot risk something happening. This airport operates under a permit through a Board of Directors. It has nothing to do with Air Park Estates. The side slope angles go out 30,000 feet from the center of the runway. It is an easement. He said some waivers are going to be issued on a case-by-case basis. We are trying to compromise.

Mr. Crasgy stated Caltrans is making the local agency, government body or special district enforce their recommendations. The guidelines must be enforced.

Rob Sedume stated that some trees will not need to come out, just trimmed. But if a tree grows back, then they will tell the homeowner to take it out. All airports in California have to operate under Caltrans rules.

A resident stated that the letter said anything within a mile of the airport that is over 35 or 40 feet had to come out. If there is a need to take a tree out, he thinks he should go by the transition 20-to-1 and the 7-to-1, not just what Caltrans comes out and says.

Mr. Crasgy stated that Caltrans did survey each tree.

President Johnson stated that this did not seem to be a CSD issue; this is an issue that is controlled by the State.

A resident asked if the CSD would entertain the thought to limit nothing but landings between 11:00 at night and 7:00 in the morning.

Mr. Crasgy stated that Caltrans would still enforce taking the trees down.

President Johnson stated the CSD does not have the control over this and from what has been said, this is not a CSD issue and nothing that CSD can control.

Mr. Crasgy stated that the Airport Board meets the third Monday of every month.

Mr. Clarke suggested that Mr. Schulte-Clewing and neighbors should get together and attend the Airport Board meeting and continue to dialogue to see what can be worked out.

7. **Notice of Intention and Notice of Public Hearing of the Cameron Park Community Services District to Levy Annual Assessments in Landscaping and Lighting Assessment District Units 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and Special Tax Area 43:**

President Johnson asked Michelle for the resolution.

Michelle stated that this is an annual resolution that needs to be passed in order to proceed with a public hearing, which coincides with the next CSD monthly board meeting. She explained that two versions of the resolution were provided; the only difference was the date for the August board meeting. She stated that the annual engineers reports were received for each of the LLADs and no changes were proposed.

The Board discussed when would be the best date for the August Board meeting due to upcoming vacation schedules.

President Johnson asked about the procedure for moving the date of a Board meeting. Director Clarke suggested announcing it under Matters To and From Directors on the agenda.

Director Clarke moved to accept the resolution with the August 25th public hearing date. Director Ryan seconded the motion. Director Johnson asked to have the Board polled. **David Johnson: yes. Alan Clarke: yes. Paul Ryan: yes. Dale Gerger: yes. Ken Cater: yes.**

8. **Covenants, Conditions and Restrictions Assessment District for 2004-2005:**

President Johnson called for discussion from the Board. There was none. President Johnson called for public discussion. There was none.

Director Clarke made a motion to adopt Resolution 2004-05. Seconded by Director Cater. President Johnson called for a polling of the Board. **David Johnson: yes. Alan Clarke: yes. Paul Ryan: yes. Dale Gerger: yes. Ken Cater: yes.**

9. **Appropriations Limitation for 2004-2005:**

President Johnson asked for Board discussion on this resolution.

Director Clarke stated that this is the annual resolution that is required by all governmental agencies, cities, counties, and special districts to adopt. The figure that is arrived at is done by a county formula. He stated that our budget is not \$6 million. He explained that Impact funds,

Quimby funds, and grants are all tied to specific purposes, and cannot be spent on General Fund expenses. He said the actual budget is about half that amount.

Director Cater made a motion to adopt Resolution 2004-06. Director Gerger seconded it. President Johnson called for a polling of the Board. **David Johnson: yes. Alan Clarke: yes. Paul Ryan: yes. Dale Gerger: yes. Ken Cater: yes.**

10. El Dorado Disposal Services Proposal:

Director Gerger stated that the CSD thought the contract was worked out. There was a meeting with Waste Management and Jon Morgan from the County. All agreed that the green waste in Cameron Park needs to be picked up. Since then, Waste Management has given CSD a proposal which does not look much different from the original proposal. We have not had another meeting to discuss this proposal. Director Gerger felt that Cameron Park needs to participate in a green waste program to get up to 50% recycling that is mandated and still would like to negotiate prices with Waste Management. He explained that the motion the Board passed last month for approval of the contract had certain things in it. In the new proposal Waste Management gave CSD, the prices were higher. Director Gerger stated that we need another meeting with Waste Management and Jon Morgan to have them tell us how they came up with these prices.

Director Clarke stated that the motion adopted last month was forwarded to Jon Morgan, County Environmental Health Manager, and everything fell apart. He explained that the CSD is part of the overall county contract. The Solid Waste Committee has reinacted itself and will need to meet with representatives from El Dorado Waste to go back to the negotiating table. The Waste Management proposal now is to go back to either a 64 or a 96-gallon three-cart concept. As well as the price, there is opposition from at least Director Gerger and Director Clarke and the Board, to the three-cart concept. He stated that Michelle has been contacted and asked for another meeting between the CSD and Jon Morgan and/or Tom Bruin, County Counsel and Contract Attorney.

President Johnson stated that at last month's Board meeting, the minutes talk about various proposals and it says unlimited bags, meaning they had a rate for a 96-gallon can. He said the minutes state "made a motion that Board approve the proposal with Waste Management and forward it to the County." This was from Waste Management.

Director Gerger stated that when we were negotiating, he was thinking trash in the garbage container, recyclables in a recycle container and green waste on the side. He explained that Thom Sanchez from Waste Management said his vision was trash in the can, recycles here, and anything in the bag is trash too. Waste Management does not pull bags out as recycleables. Director Gerger envisioned bags were the green waste. At the last meeting, Thom Sanchez informed him that bags would go in the trash can which goes to the dump. They do not count unless you have a green waste program that specifically says bags on the side are green waste.

President Johnson read from the minutes "can still put green waste or extra garbage bags on the side at no charge." He stated that Waste Management was at the last meeting but it sounds like they are changing the story after the CSD voted at the last meeting.

Director Clarke stated he felt there was a breach, has difficulty with one of the Waste Management representatives, and complimented our County Supervisors for allowing the CSD to sit at the negotiations table. Director Clarke stated he reconstructed the minutes from where the Waste Management rep and he talked plus the Board minutes, then every thing went to the County and fell apart.

President Johnson stated that he took it that Waste Management must feel they have no competition.

Director Clarke stated that there was one competitor, unless the CSD decides to become a non-mandatory district or gets very political with Waste Management. He wants to sit down at the table with Waste Management representatives one more time before deciding if we need to get political and/or legal or some combination thereof with El Dorado Waste.

President Johnson asked if the recommended action would be to appoint Director Gerger and Director Clarke back on the Solid Waste Committee. Minutes from the last meeting were looked at and determined that the committee had not been abolished.

11. Community Center:

Director Clarke stated that to put measure on ballot must do a two-step process. First step is to pass An Intent to Establish Election Date. That goes into the Mountain Democrat. Board comes back and adopts the actual resolution to put it on the ballot. That gets forwarded to County for a designation with an alphabet number. At the last Board meeting, there were several concerns expressed by the Board as well as community members, particularly with the operating budget. How much revenue can be expected to be raised from the community center versus what is it going to cost us to operate the community center? The Community Center Committee has just finished a month and a half of public hearings to develop the consensus design agreement and establish the cost of that facility.

Second, the committee developed how much that would cost taxpayers per \$100,000. He explained that they did not have enough time to develop the operating budget with the revenue and expenses. It became apparent that could not get done by the June 25th cut-off date which the County needs to have all of the resolutions, all of the board work to the County elections office for certification for the November ballot. So we could not make the November ballot. Director Clarke stated that there will be a March 8, 2005 election. By the August 25th Board meeting, he said we will have the operating budget (expenses versus income) for the community center ready, plus drawings and a scale model of the proposed community center. At August Board meeting, we will ask for a Statement of Intent to go forward with an election on March 8, 2005, to be published in the Mountain Democrat. At the September Board meeting, we will come back to the Board for a final action which will be well before the October 29th cut-off date.

Director Clarke made a motion to rescind Resolution 2004-03 which was passed at the June Board meeting. Director Gerger seconded the motion.

President Johnson asked for public comments.

A resident asked how moving it out to next year was going to affect the \$1,000,000 given from the County. Was that contingent on getting the measure on the November ballot? And has a study been done on how much the cost per year for the assessment would be?

Director Clarke stated that the cost figure per \$100,000 assessment has been completed and the CSD will be making a presentation to the Board of Supervisors on August 24th at the library.

Michelle stated that we have identified what portion of the community center could be built utilizing the funds from the County.

Director Clarke stated this is a \$1.5 million structure on the site – one million to come from the County, the CSD has the land, and will ask for some monies from the impact funds. He explained that we are looking for other partnerships. Supervisor Dupray arranged for the committee to meet with the YMCA. We are also researching grants.

President Johnson asked if the projected revenue and expense has been determined as of yet,

Director Clarke stated that the General Manager and Committee are working on that and will make a presentation at the August Board meeting with a scale model and pictures to look at.

President Johnson stated that if the March election is unsuccessful, there will still be this building situation to deal with, but that would involve some money from impact funds for the CSD. He asked when that item would be dealt with by the Board.

Director Clarke stated that it all would be brought up at the August Board meeting.

President Johnson asked for further discussion then repeated the motion to rescind Resolution 2004-03. He called for a polling of the Board. **David Johnson: yes. Alan Clarke: yes. Paul Ryan: yes. Dale Gerger: yes. Ken Cater: yes.**

12. **Planning Matters:** None.

13. **Committee Reports:**

C. **Budget/Finance:** Director Ryan reported that Michelle had come up with a preliminary budget for the CSD. We met on it and gave her several recommendations. She has completed them and will be having another meeting soon. He explained that the 25% ERAF cut by the State is for over \$180,000 but Michelle is doing an excellent job in compensating for that. He said they are planning to present the 2004-05 budget at the August Board meeting.

D. **Fire and Emergency Services:** President Johnson reported they had a meeting on July 19. Director Ryan thanked the Fire Chief for being a project engineer on the job. He explained there is a six-week delay but the building will be done in nine weeks. He said the carpenters are done, the subs have taken over, and the insurance company has now stated to release the money, thanks to Michelle and the Chief. There has been a considerable amount of construction delays due to poor engineering to the previous building.

I. **Chardi Corner Committee:** Director Cater stated that the Board heard the presentation by Mr. Lambert earlier in the meeting. Saw the site plan or plot map. Takes about a 40% bite out of that corner. He explained that we need to either accept the fact that that intrusion is going to occur or appeal it to the highest level promptly, which would be the Board of Supervisors. He stated that he was troubled by the corner being reduced that far and felt that reducing the corner to mitigate traffic as a priority was suspect.

Director Ryan agreed. He said the whole intersection of Palmer Drive needs to be reworked and did not feel that the Chardi Corner restructuring would alleviate the congestion. He said there was more congestion at Palmer Drive and the stoplight coming off the freeway.

Director Clarke stated he thought the Board needed to fight this.

Director Ryan asked that the committee move forward to the next level.

Director Cater read from last month's Board minutes ... "empowered on the Board's behalf to take this matter to the Board of Supervisors if committee felt that the impact was unacceptable." Director Ryan and Director Cater will be taking the matter to the Board of Supervisors.

MATTERS TO AND FROM DIRECTORS: Due to a potential lack of quorum on August 18th, the Board meeting will be moved to August 25th.

President Johnson stated that there is a CC&R community member replacement. He said Tammy Mefford had placed an ad within the last few days with a cut-off date in September for applications. It should appear in the paper shortly. Applicants will be reviewed by the committee and advanced to the CSD Board for appointment. He said the item will be placed on the September agenda.

CORRESPONDENCE TO THE BOARD: None.

ADJOURNMENT: President Johnson adjourned the meeting at 9:13 p.m.

Attest:

President, Board of Directors

Secretary to the Board