

## MINUTES

Regular Meeting of the Board of Directors  
Cameron Park Community Services District  
2502 Country Club Drive, Cameron Park, California

Wednesday, March 17, 2010 at 7:00 PM



Board of Directors  
DALE GERGER, President  
VALERIE SALTZEN COZE, Vice President  
Directors, ALAN CLARKE, RICHARD GREEN, and DAVID JOHNSON

**CALL TO ORDER:** The meeting was called to order by President Gerger at 7:00 p.m.

1. **PLEDGE OF ALLEGIANCE**
2. **ROLL CALL Present:** Directors: Gerger, Clarke, Green, and Johnson  
Director Coze arrived at 8:20 pm.
3. **APPROVAL OF AGENDA**  
**Action: Approve Agenda.** Ayes—DJ, AC, DG, RG Absent—Coze

**OPEN FORUM:** Sean Tucker requested the timetable for the installation of the gate the board approved to be installed at Royal Oaks Park. Parks Superintendent Paul Ryan provided that the item has been added to the Capital Improvement List and Mr. Tucker will be contacted when the department is closer to the date of installation. Matt Silva thanked the board for providing the redacted legal invoices and requested that the report that he and his wife prepared be on the next board agenda for consideration. Director Green added that he too will present the matter for discussion. Bill Carey expressed frustration over the stonewalling the board displays when asked questions. He also mentioned a conversation he had with SDRMA's Dennis Timoney. He was told by Mr. Timoney that the board was initially told that they did not have to make the audio files of board meeting available. Mr. Carey stated that his conclusion is that either the board or the general manager lied about the incident. Another member of the audience spoke about the audio files. He stated that they should have gotten their stories straight before lying about the situation. He also mentioned the contract with the HR Consultant—chosen because the board could not perform the process altogether and to prevent board influence. He mentioned that Director Clarke hugged the HR Consultant after the last meeting which he found to be inappropriate—either because Director Clarke had a personal relationship with the consultant defeating the purpose of hiring her, or because he doesn't respect business relationships. Cameron Park resident Barbara Rogers agreed that the legal bills need to be addressed and public officials have to answer to the constituents. She stated that the public will be around to make sure that they are getting their monies worth. The game-playing and disrespect need to stop. It seems like nobody cares about the report that Mr. and Mrs. Silva presented and it was requested again that it be on the agenda.

**MOMENT OF RECOGNITION:** Fire Marshal Mike Webb presented Brandon, an Eagle Scout in Cameron Park, who volunteered his time to work on the Station 89 Demonstration Garden. Brandon designed, implemented, and directed the project into completion. Chief Webb thanked Brandon and his crew for the hard work and dedication to the community.

**CONSENT CALENDAR:**

*Approve staff recommendation on items 1, 2, and 3. Ayes— AC, RG, DG, DJ Absent— VC*

**1. BOARD MINUTES:**

- A. February 17, 2010, Regular Board Meeting
- B. February 23, 2010, Special Board Meeting
- C. March 6, 2010, Special Board Meeting
- D. March 7, 2010, Special Board Meeting

**Action: Approved**

**2. STAFF REPORTS:**

- A. Fire Department Report
- B. Recreation Department Report
- C. Parks Department Report
- D. El Dorado County Regional Pre hospital Emergency Services Operations Authority – A Joint Powers Authority

**Action: None.**

**3. FINANCIAL REPORTS:**

- A. Financial Statements for the month of February 2010

**Action: None.**

**DEPARTMENT MATTERS:**

**4. ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION: None**

**5. C.P.R.S. CONFERENCE PRESENTATION: Parks Superintendent Paul Ryan and Recreation Supervisor Tina Helm attended the CPRS Conference and accepted the Best of the Best CPRS Facility Design Award for Community Centers for populations under 20,000. President Gerger joined the acceptance of the award on behalf of the board of directors. A slideshow was presented showing the facility. President Gerger added that it was an honor to be presented with such an award to recognize the commitment of the community and residents. Director Clarke agreed and congratulated the District and community.**

**Action: None.**

**6. BOND OVERSIGHT COMMITTEE: Kathe Hughes, the Committee Chairperson provided an update for the meeting held on Monday, March 8, 2010. The Committee reviewed the presented bond expenditures and it was agreed that the expenses did fall within the bond measurement guidelines. The next meeting will be held on April 7 at 7 pm.**

**Action: None.**

**7. ORDINANCE 2010.03.17 WEED AND RUBBISH ABATEMENT: Ordinance allowing enforcement of weed and rubbish abatement of Fire Department. Fire Marshal Webb presented that a public workshop was held, the notice deadlines were complied with, and many community questions have been answered. The goal of the ordinance is to reduce wild land fires in Cameron Park and increased protection of the lives and property of the community members. Director Green voiced great appreciation for the ordinance in order to minimize the conditions and risks of a fire. Director Clarke agreed and thanked the staff and Fire Committee for the work that went into the ordinance. President Gerger thanked Fire Marshal Webb for the ordinance. Public comment reflected appreciation as well.**

**Action: Adopted ordinance. Board polled aye votes— DG, RG, DJ, AC Absent— VC**

**8. RESOLUTION 2010-03 CAMERON PARK WEED AND RUBBISH ABATEMENT GUIDELINES: This resolution outlines the guidelines for the enforcement of CPCSD Ordinance 2010.03.17. Fire Marshal Mike Webb explained that the resolution will define how a treated lot looks—it is a standard for the home owners to know what the Fire Department is looking for in a fire safe lot. Director Green commented that he introduced a defensible space demonstration area in the 1990s. He stated that it is interesting that it took ten years for the public to understand**

and to get the government wheel turning toward fire safe defensible space. It is very important. Fire Marshal Mike Webb added that the resolution reflects the California State requirements for defensible space. The County has free services available to dispose of clippings from a lot. Public comment reflected the need for a complaint process in order to gain compliance from neighbors. The resolution will go into effect 30 days from the day of adoption.

**Action: Adopted resolution.** Board polled aye votes—DG, RG, AC, DJ Absent—VC

9. **2007-2008 FINAL AUDIT:** The Cameron Park Community Services District has received a comprehensive independent audit of its financial operations completed recently by the regional firm of Michael Doody, CPA. President Gerger commented that an unqualified audit is the highest rating one can get. Director Green participated in the Budget and Administration Committee meetings that reviewed the audit and he read the press release prepared by staff announcing the audit outcome. He complimented personnel and the Finance Committee for a job well done. A member of the audience asked if the District had begun the process for the 2008/2009 audit and President Gerger answered yes. A copy will be made available once the board approves the audit.  
**Action: Accept Audit.** Ayes—AC, RG, DG, DJ Absent—VC
10. **BUCKEYE UNION SCHOOL DISTRICT JOINT USE AGREEMENT:** Parks Superintendent Paul Ryan presented a draft joint-use agreement between the District and Buckeye Union School District. It had been presented to the Park and Recreation Committee on March 15, 2010. The idea of a joint-use came about with the idea of the community center because the District did not have custodial people and Buckeye School District lacks landscape maintenance. Joining the agencies allows shared expenses and resources. The number one reason for the agreement from the District's point of view, is the increased opportunity for grants—the District would move from the bottom of the list to the top. The Buckeye School District representative is presenting the agreement to their board currently. The fiscal impact would be zero—resources would be exchanged. The outstanding question in regard to liability (CSD programs held at Buckeye School District's facility) has been answered by the risk management of the District. Mr. Ryan requested the joint-use agreement be approved.

The Park and Recreation Committee representative, Director Green, offered that the only question of the Committee was the liability question and the answer provided is that both Districts are indemnified.

A member of the public asked exactly what the districts would exchange. Parks Superintendent Ryan answered that the rental fees that the Recreation Department pays to Buckeye for gym use (Approximately \$8000 annually) will be traded for the Parks maintenance on one field (Buckeye Elementary School). The fields of Camerado Middle School and Blue Oak Elementary School will be closed and re-landscaped from approximately April 2010 – March 2011 and the students will utilize Christa McAuliffe Park during the day for physical education classes until the fields are complete.

**Action: Approve the joint-use agreement in concept and provide the full board a copy for review and review the legal specifics that were identified in the indemnified clause with SDRMA and return it to the full board for final approval at the next board meeting.** Ayes—RG, DG, AC, DJ Absent—VC

11. **POLICY 1030 UPDATE:** This item was tabled from the February 17, 2010 board meeting to March for discussion. Director Green stated that he originally requested to have the policies considered back in November. He stated that he is frustrated with the process of introducing new policies. The board requires only three days but he has presented them a month in advance. He is now requesting the board approve the concept of the new policy in order to take it to the next step and work with the labor union to make the necessary corrections as needed. The goal is a good policy for employees and management as well as the public. Director Johnson asked who would decide if an employee's conduct was "illegal or immoral" as referenced in 1030.7.2. Director Green answered that the general manager would receive the public complaint and make the determination to investigate. The employee would have to be recognizable from a logo or something that links him or her back to the CSD (on or off duty). Reference was also made to a possible conflict in 1030.8.4. Director Johnson's last comment was on 1030.14—Investigators. Director Johnson asked if any employee is mandated to participate in an investigation if the general manager feels one is warranted. Director Green answered that if an individual has information that could either confirm or deny allegations and withholds the information, they are in violation of government code. Even without a subpoena, government code lists infractions, including dishonesty, that an employee could be held to that require participation. Battalion Chief Tyler offered that the list is provided under government code section 19572. Director Green continued that the general manager will determine the level of honesty. The recommended policy does not

allow the details of the investigation to be revealed to the public complainant—but at least a process will be in place. Director Johnson responded that the District does have a process through the current CSD Policy #1030. Director Green disagreed because there isn't a complaint form, instructions, log, and annual log. As a board member, he wants to know the issues regarding District people or facilities. This policy will open the lines of communication.

Director Green stated that he wants a motion to accept the policy in concept, the president to appoint an ad-hoc committee in order to meet with the labor union, and bring it back to the board for approval. President Gerger responded that it would be better to assign a committee to review the policy before the board accepts it. Directors Green and Coze responded that it would be a waste of time and aimless to research a policy the board has not accepted in concept. President Gerger stated that he will not vote for a policy in concept that has not been researched first. Director Johnson answered that he doesn't like the presented policy because of the depth it goes into regarding employees.

Public comment reflected that the policy is necessary because complaints will be documented—the hesitation seems like a reflection of staff's fear of public complaints. The whole policy handbook should be updated. Jere Copeland, employee labor union representative, stated that he found it interesting that even without comment from the union or staff there seems to be an assumption that there is opposition to the policy. He stated that they are not opposed to the policy—the issue is that there is a process in place that needs to be followed. Input needs to be provided to the board or board representative prior to implementation. The process for public complaints is important but the process for adopting policy needs to be followed. Another public comment reflected that every agency has a complaint process and there is nothing unusual about the presented policy. Mr. Copeland added that District employees are different from state employees because of different government acts—that is why there is a process.

Director Johnson asked if the board can send the policy to the union for discussion in order to gain feedback for a board decision. Director Green answered that if the board doesn't agree with the concepts, there's nothing to discuss. President Gerger commented that he doesn't want to be tied into any particular document for discussion.

**Accept the concept of policy 1030 as presented in tonight's agenda. Ayes—RG, VC Noes—DG, AC, DJ**

President Gerger asked for volunteers for a policy review ad-hoc committee. Directors Green and Johnson volunteered. President Gerger then asked the ad-hoc committee to review policy 1030 and report to the board. Director Green answered that they cannot do that because it is a violation.

**Accept the draft concepts of policy 1030, 2228, 1025 as presented on tonight's agenda to be further reviewed by the Policy and Procedure Review Committee, amended, discussed, and forwarded to union as necessary, with the intent to return to the board for final approval. Ayes—VC, DG Noes—DG, AC, DJ**

The public asked if the board had hired a general manager and the board responded no.

President Gerger called a recess at 9:00 pm.

The board reconvened at 9:12 pm.

12. **POLICY INTRODUCTION NEW POLICY:** This item was tabled from the February 17, 2010 board meeting for discussion. This item was addressed under item 11.  
**Action:** None.
13. **POLICY INTRODUCTION NEW POLICY:** This item was tabled from the February 17, 2010 board meeting for discussion. This item was addressed under item 11.  
**Action:** None.

#### 14. COMMITTEE REPORTS:

**A. CC&R – Standing Committee:**

Dale Gerger and Valerie Saltzen Coze, representatives; Alan Clarke, alternate

Director Coze provided that at the March 10<sup>th</sup> meeting Mr. Robinson thought he would represent the travel trailer case but the committee decided to allow him his six months to amend his CC&Rs. The Committee will also address the board appeal process soon.

**B. PARKS AND RECREATION – Standing Committee:**

Valerie Saltzen Coze and Rich Green, representatives; David Johnson, alternate

Director Green provided that from the March 15<sup>th</sup> meeting, the Committee will recommend the Revenue Enhancement Advisory Committee be reinstated and report to the Park and Recreation Committee. Staff offered to review the Revenue Enhancement Advisory Committee bylaws and if board action is required to reinstate, it will be put on the April board agenda.

A second item was the review of the public swim time—the Committee felt that there should be more time available to the public. The Committee requested to hold a workshop and review the pool schedule. Director Coze agreed and added that they would like additional input but the problem was with the Summer Recreation Guide deadline. The Committee requested that the Guide be delayed until the workshop can be held. A separate supplemental swim guide will go out. A member of the public asked how much it costs the District to run the Community Center. Director Green answered that the workshop will include discussion to that effect. Further comment was made that an agreement should not be signed until a general manager is on board. The workshop will be scheduled once it is known if the printing of the Guide can be stopped. It was also mentioned that there needs to be a grand opening of the pool. Public comment provided that several agencies with public pools have swim teams and similar schedules that the Recreation Department proposed. Director Coze answered that just because other facilities operate that way, doesn't make it right. These discussions can be had at the workshop.

**C. BUDGET AND ADMINISTRATION – Standing Committee:**

Dale Gerger and Valerie Saltzen Coze, representatives; Rich Green, alternate

The meeting held on March 8<sup>th</sup> was to review the budgets of the Fire and Administration departments. The next meeting will be to review the CC&R, Parks, and Recreation department budgets. A member of the audience asked how the board will cover the administrative legal expenses for the remainder of the fiscal year. President Gerger answered that the board will have to approve a budget amendment recommended by the Budget and Administrative Committee.

**D. FIRE AND EMERGENCY SERVICES – Standing Committee:**

David Johnson and Alan Clarke, representatives; Valerie Saltzen Coze, alternate

Chief Webb provided that on March 11<sup>th</sup> the Committee met to discuss the LAFCo fire services report.

Additional meetings have been held with County Supervisors to continue the discussion of the report. A Workshop will be held on May 24<sup>th</sup> to daylight the full final draft of the Citygate report. The Capital Outlay item will also be discussed at a workshop in the future. The relocation of Station 88 was also discussed. The Fire department budget was also presented to the Budget & Administration Committee on March 8. A public member asked if the issue being litigated though the Country writ lawsuit has been rectified going forward. Parks Superintendent Paul Ryan answered that the necessary steps have been taken to initiate the LAFCo process, but it is a long process and it is still in the works.

**E. SOLID WASTE NEGOTIATION COMMITTEE – Non-CSD Committee:**

Rich Green and David Johnson, representatives; Dale Gerger, alternate

No meeting held.

**CLOSED SESSION:** The Board adjourned to Closed Session at 9:35 pm to discuss the following items:

1. **PURSUANT TO GOVERNMENT CODE §54957:** Closed session under California Government Code §54957, the Board will discuss the appointment of a General Manger and the duties, compensation and benefits, relative to said position.
2. **PURSUANT TO GOVERNMENT CODE §54956.9:** Closed session under California Government Code §54956.9, discussion regarding - County Writ 007CS00059.

**BOARD RECONVENED TO OPEN SESSION AT 10:21 PM AND REPORTED OUT OF CLOSED SESSION:**

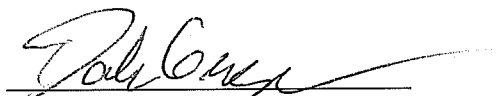
Item 1: The board is moving forward with the process of hiring a general manager. Ayes—DG, VC, RG, AC, DJ  
Item 2: No action was taken.

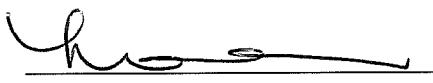
**MATTERS TO AND FROM DIRECTORS:** None.

**ADJOURNMENT:** Meeting adjourned at 10:22 pm – **Approved.** Ayes – DJ, AC, DG Absent: RG and VC

Attest:

April 21, 2010

  
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President, Board of Directors

  
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Secretary to the Board

*i. An AGENDA in FINAL FORM is located in the Reception area in the District Office as well as each of the Cameron Park Fire Stations. Additionally, a copy of the FINAL AGENDA is available on the District's website at [www.cameronpark.org](http://www.cameronpark.org). Support material is available for public inspection at the receptionist counter in the District Office. Sessions of the Board of Directors may be recorded and members of the audience are asked to give their name and address before addressing the Board.*

*ii Closed Sessions may be called as necessary for personnel, litigation, and labor relations or to meet the negotiator prior to the purchase, sale, exchange or lease of real property. Members of the public may address the board prior to closing the meeting.*