

Draft  
SADDLE CREEK COMMUNITY SERVICES DISTRICT  
MINUTES FOR THE MEETING OF THE BOARD OF DIRECTORS

August 21, 2012

CALL TO ORDER

The Saddle Creek Community Services District (CSD) Board of Directors held their monthly meeting on Tuesday August 21, 2012. Secretary Russ called the meeting to order at 2:00 PM in the Members Lounge and led Directors and staff in the Pledge of Allegiance.

ROLL CALL: Roll call indicated the following directors were present:

Secretary:	Sue Russ
Director:	Kent Lazarus
Director:	Charles Robinson

Staff:	The following staff members were present:	
	General Manager:	Charles Martin
	Site Manager:	Greg Hebard
	Clerk/Treasurer:	Phyllis Richards

Public:	Castle & Cooke	Dave Haley
	Resident	Beth Portfolio
	Resident	Scott Baker

APPROVAL OF MINUTES:

M/ by Director Robinson and S/ by Director Lazarus to approve the minutes of the July 17, 2012. M/ passed unanimously.

CHANGES TO THE ORDER OF AGENDA:

None suggested.

PUBLIC COMMENT:

Ms. Beth Portfolio inquired about the security camera that got broken, she would like to know how that occurred and if the gates were locked or unlocked at the time. She believes that there has been a lot of issues here, a women's purse was stolen, a vehicle was broke into, a home fire and a boat stolen. In light of all of this she would like to know if the Board has any plans on closing the gate Monday through Fridays.

The other issue is that she noticed that CCWD was fined \$42,000 by the State Control Board for discharging unacceptable sewage water into our ponds. She thought this had stopped, however when she read the minutes from our June 15<sup>th</sup> meeting she found that there is still a 50/50 mix in the water added to the ponds for another year. She would like clarification on these two issues.

Greg advised the following:

1. With regards to the security camera it was worn out so it was replaced.
2. With regards to the fire on Oakwood Court, the fire started on the deck at approximately 6:30AM. According to Ms. Portfolio the police report indicates that the fire was started by a couple of kids. Greg said that the Fire Department advised Greg that they did not know the cause of the fire. Greg indicated that he will check into it.
3. With regards to the boat that was stolen, it was not on CSD property and we have no authority over it. We do not own the property, we don't take care of any vehicles that are parked in the area and we don't know who owns any of the vehicles.
4. Greg believes that the mixture of water started in July, Tertiary water and potable water 50/50. This procedure only last a few month, they will probably run out of Tertiary water by September. Ms. Portfolio was told by Director Robinson that they would no longer be using Tertiary water. Greg advised her that that has changed in the last few months as they have cleared up the fine issue and that the water meets all the state guidelines at this time.

CONSENT CALENDAR: Consent Calendar items are considered routine and will be acted upon by one motion. There will be no separate discussion of these items unless a member of the Board, Staff or a member of the public requests specific items to be set aside for separate action.

- a. M/ by Director Robinson and S/ by Director Lazarus to move approval of expenditures incurred by the district during the month of April.  
M/ passed unanimously.

CORRESPONDENCE: (Board will briefly address/respond/refer)

GM Martin advised that we have received a letter from CSD and they are asking if any Directors would have an interest in fill a vacancy on the State CSD Board; if so please let GM Martin know by September 14, 2012.

OLD BUSINESS

a. INFORMATION ITEM/DISCUSSION: Directors discussed letters of interest received from Mr. Scott Baker and Mr. Ed Neiman, both seeking the appointment to fill the remainder of the term recently vacated by former Director Steve Marsden.

The Board felt that both candidates would do an exemplary job, however with Mr. Baker's back ground as Director of Public Works for the City of Pleasanton and director of Parks and Public Works for the City of Los Gatos his that he has more experience that would be beneficial to the Board.

Mr. Baker introduced himself to the Board and advised them that should he be appointed he will not be in the county next month for the Board meeting. He has long standing vacation plans and just wanted to disclose this information in case it had an impact on the voting to fill the position.

b. ACTION/SIMPLE MOTION: Directors may appoint (by majority vote of the Board) a qualified person to fill the remainder of the term recently vacated by the resignation of former Director Steve Marsden which ends December 2013. In order to allow time to confirm with the County Elections Office that the person selected for appointment is qualified (must be registered to vote in District Elections) staff recommends that that the appointment be effective on September 18, 2012 and that new Director be sworn in immediately prior to the regular Board Meeting beginning.

M/ by Director Russ and S/ by Director Robinson to move approval of Mr. Scott Baker to fill the position left vacant by Director Steve Marsden for the remainder of his term contingent upon his being certified as a registered voter in the district. M/ passed unanimously.

GM Martin will notify Mr. Baker as soon as he is certified so that he

can be sworn in as a Director prior to next months meeting.

## NEW BUSINESS

- a. ACTION/SIMPLE MOTION: Directors may select (by majority vote a member to fill the position of Board President which was left vacant due to the resignation of Director Steve Marsden. In the event one of the current officers are chosen for this position Directors should also select a replacement for that vacancy. In accordance with current Board policy persons appointed will serve through December 2012.

M/ by Director Russ and S/ by Director Robinson to move approval of Director Darlene DeBaldo to fill the position of Board President which was left vacant due to the resignation of Director Steve Marsden. M/ passed unanimously

M/ by Director Robinson and S/ by Director Lazarus to move approval of Director Sue Russ to fill the position of Vice President. M/ passed unanimously.

M/ by Director Russ and S/ by Director Robinson to move approval of Director Kent Lazarus to fill the position of Secretary. M/ passed unanimously.

- b. ACTION/SIMPLE MOTION: Staff recommends Board approval for submission to County of the 2012 Local Agency Biannual Conflict of Interest Notice. The matter was reviewed with the CSD Attorney and there are no changes to previous years. Included with the agenda packet is an informational letter from Calaveras County dated July 12, 2012 and the notification form that will be signed and sent to Calaveras County if approved by the Board.

M/ by Director Lazarus and S/ by Director Robinson to move approval for submission to County of the 2012 Local Agency Biannual Conflict of Interest Notice. M/ passed unanimously.

- c. ACTION/SIMPLE MOTION: Mother Lode Bank is requesting that The District waive the security required by Section 53652 of the

Local Agency Deposit Security Law. A letter from Mother Lode Bank dated July 27, 2012 and a Waiver of Security they are requesting be approved by the CSD Board are included with the agenda packet. GM Martin does not have a problem with this request as we are in the process of closing the account down and he doesn't really feel that this will affect us.

M/ by Director Robinson and S/ by Director Lazarus to move approval to sign the Waiver of Security. M/ passed unanimously.

GM Martin indicated that Director Sue Russ will sign the waiver.

### STAFF REPORTS

Site Manager: Greg just wanted to thank Castle and Cooke for purchasing a truck load of bark so that we were able to finish the Summit area, the Cottages, Rock Ridge and Phase V, the Glen area. He indicated that next year when we have a new budget they will do the Knolls area.

Director Russ wanted to know if there has been any progress on getting the cost for the street repairs. Greg stated that it is best to have the street repairs done in the fall because the cracks are wider in the summer so you can put sand down in the cracks and put the sealant over it.

General Manager: He reminded Directors Russ and Robinson that they have another 2 months before they have to renew their Ethics Training. The training can still be done online. Mr. Baker will also have to do the Ethics Training. This training has to be done every 2 years.

### DIRECTORS REPORTS:

V/President DeBaldo - Absent

Secretary Russ - None

Director Lazarus - None

Director Robinson - None

ADJOURNMENT - Having no further business, President Marsden adjourned the meeting at 2:30 PM. CSD's next board meeting date is September 18, 2012.

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Phyllis Richards, CSD Clerk/Treasurer

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Charles Martin, General Manager

APPROVED BY:

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Sue Russ, Board Secretary

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Sue Russ, Board Secretary

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