

**MINUTES OF REGULAR MEETING OF
THE NORTH TAHOE PUBLIC UTILITY DISTRICT
BOARD OF DIRECTORS
North Tahoe Event Center
8318 North Lake Boulevard, Kings Beach, CA 96143
420 Buenos Aires Street, Los Barriles, Mexico
Casa Heidi, Los Almendros, Calle Chiripa, Sayulita, Mexico**

Tuesday, January 14, 2014

CALL TO ORDER/ESTABLISH QUORUM

The Regular Meeting of the North Tahoe Public Utility District Board of Directors was held on Tuesday, January 14, 2014 at the North Tahoe Event Center in Kings Beach, California. President Lewis called Closed Session to order at 8:30 a.m. Present were Directors Bergmann, Ferrell, and Thompson with President Lewis and Director Daniels attending by teleconference. The full Board was present establishing a quorum.

CLOSED SESSION AGENDA

Pursuant to Government Code, the Board of Directors held a closed session to discuss the following listed items. All references are to the Government Code.

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Discussion pursuant to subdivision (a) of Section 54956.9. Name of case: Stuart Corvin v. North Tahoe Public Utility District, et al.
2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Discussion pursuant to subdivision (a) of Section 54956.9. Name of case: North Tahoe Public Utility District v. Diablo Contractors, Inc. a CA Corp., Coral Construction Company, an Oregon Corp., and DOES 1 through 50
3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – Discussion pursuant to Section 54956.8. Property: 8318 North Lake Blvd., Kings Beach State Recreation Area. Agency Negotiator: General Manager Schultz. Negotiating Party: State of CA. Under Negotiation: Terms of Agreement
4. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – Discussion pursuant to Section 54956.8. Property: Firestone Property, Assessor's Parcel Nos. 092-010-040, -041, -042, and 093-010-037, -038, -039. Agency Negotiator: General Manager Schultz. Negotiating Party: Placer County. Under Negotiation: Terms of Agreement
5. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – Discussion pursuant to Section 54956.8. Property: 8308 North Lake Blvd., Sun and Sand Lodge, Assessor's Parcel No. 090-072-026. Agency Negotiator: General Manager Schultz. Under Discussion Reconsideration of Purchase.

Vice President Bergmann called Open Session to order at 9:35 a.m. The full Board was present, with President Lewis and Director Daniels attending by teleconference. Vice President Bergmann reported that no action was taken by the Board during Closed Session.

In addition to the Board of Directors, staff in attendance included General Manager/CEO Schultz, Chief Financial Officer Marple, Parks and Facilities Manager Towner, Operations and Engineering Manager Stelter, Utility Operations Manager

Begin, Contracts & Planning Coordinator Gibbons, Public Information/IT Manager Emmerich, and Executive Assistant/Board Secretary Potts. Counsel Eskind was also present.

PLEDGE OF ALLEGIANCE

Director Ferrell led the Pledge of Allegiance.

REVIEW OF AGENDA: No items were added to or removed from the agenda by the Board. The Board rearranged Correspondence Item K-1, a request from Meera Beser via United for Action for use of the North Tahoe Event Center periodically during the winter months on Tuesdays or Thursdays (Community Nights), in order to provide a free warm meal and game night for local families.

MOTION: Upon Motion by President Lewis and second by Director Ferrell, the Board voted unanimously by roll call vote (5-0) to approve the request for periodic use of the Event Center for this community use.

PUBLIC FORUM (9:35 a.m.): No members of the public were present to address the Board of Directors on non-agendized items under Public Forum, and it was closed at 9:35 a.m.

CONSENT CALENDAR: The following consent calendar items were presented for approval. Director Bergmann noted his specific conflicts with accounts paid and payable.

1. Approve Accounts Paid and Payable for the period from December 10, 2013 through January 13, 2014.
2. Approve Minutes of the December 10, 2013 Regular Board Meeting
3. Authorize General Manager to file Notice of Completion for the National Avenue Water Treatment Plant Phase 1 and SCADA Server Replacement Project (#1203 & #1219)
4. Adopt Resolution 2014-01 Establishing an Investment Policy for 2014

MOTION: President Lewis moved to approve the Consent Calendar, with noted accounts paid and payable conflicts for Director Bergmann. Upon second by Director Thompson, the motion carried unanimously (5-0) by roll call vote.

MANAGEMENT TEAM INFORMATIONAL UPDATES

Accounting Department Report

a. Review and Discuss Monthly Financial Statement through November 2013

b. Treasurer's Report

Chief Financial Officer (CFO) Marple presented the Financial Statement and Treasurer's Report for the month ending November 30, 2013. Vice President Bergmann noted the increased revenue at the Coon Street boat ramp for parking which appeared unusual due to the boat ramp being closed for the season. President Lewis noted that reimbursement of redevelopment funds will be returning to the District in an amount up to \$400,000.

Park and Facilities Department Report

Park and Facilities Manager Towner introduced new District employee, Event Coordinator Stephanie Dees. Park and Facilities Manager (PFM) Towner updated the Board on planning for the dog park, noting that the community was supportive of the newly chosen location which is approximately 1.4 acres near the tennis courts in the Regional Park. PFM Towner recommends reinstating the Recreation and Parks Commission in order to assist in increasing community assistance and support for upcoming projects and funding. The Board was updated on current departmental activities.

Planning and Engineering Department Report

Contracts and Planning Coordinator (CPC) Gibbons noted that Director Ferrell had reviewed the Kings Beach booster pump station demolition and Griff Creek restoration plans as per his request at the previous meeting, and had concurred with the scope of the project. She also updated the Board on other recent projects including D-5 Pump Station, SCADA, and NTPUD Base Administration Facilities.

Utility Operations Department Report

Utility Operations Manager Begin presented recent work completed by the District's Utility Operations Department including wet well cleaning, jet-rodding and valve exercising in the Kingswood area, repairs and maintenance on fire hydrants, ongoing closed circuit television (CCTV) work, and a plan to re-launch the FOG (Fats, Oils, Grease) program.

NEW BUSINESS

Adopt Resolution 2014-02 of the North Tahoe Public Utility District Amending Rates, Fees, and Charges for the North Tahoe Event Center

MOTION: After discussion, Director Ferrell moved to adopt Resolution 2014-02. Upon a second by President Lewis, the motion carried unanimously (5-0) by roll call vote.

Authorize Grant Application for a Dog Park at the North Tahoe Regional Park

PFM Towner advised the Board of the revised plan for the dog park, and her plan to request \$269,990 from Placer County Park Mitigation Fees. The application and approval process was presented.

MOTION: The Board voted unanimously (5-0) by roll call to authorize a grant application for the dog park upon motion by Director Thompson and second by Director Daniels.

Authorize General Manager to Execute Site Lease Termination Agreement with Nextel of California

Nextel initiated termination of the lease agreement per the contract clause allowing termination, which would take place on or before April 30, 2014. Conditions for removal of their equipment and restoration of the site need resolution in the agreement for termination per Counsel.

MOTION: Upon motion by Director Daniels and second by President Lewis, the Board voted unanimously (5-0) by roll call to authorize the General Manager to execute the termination agreement after it is modified per Counsel's recommendation to the satisfaction of the District.

Approve Task Order 004 for Parks Maintenance Building, and Authorize General Manager to Execute Agreement with Peter Gerdin Architect (#1409)

General Manager Schultz pulled this item from the agenda for discussion at a future meeting after consideration by the NTPUD Base Administration Facilities Ad Hoc Building Committee.

OLD BUSINESS

New Base Administration Facilities Discussion and Possible Action

General Manager Schultz stated that the District received an analysis from Clark and Sullivan, but had not had an opportunity to review it in order to develop its recommendation for the Ad Hoc Building Committee. Staff will do so and bring to the building committee for their input. Director Thompson requested that Clark and Sullivan be present for the meeting.

CORRESPONDENCE

Request for use of North Tahoe Event Center on Community Night from Meera Beser

This correspondence was reviewed and acted upon earlier in the meeting.

GENERAL MANAGER/CEO AND BOARD OF DIRECTORS COMMENTS

General Manager Schultz addressed a prohibitive cost increase for liability insurance in order to provide maintenance services to the Chinquapin Homeowners Association (CHOA) for the Chinquapin sewer facilities, and advised that he had sent correspondence to Chinquapin indicating the issue, and offering to assist in analyzing the private companies being researched by CHOA.

General Manager Schultz also advised the Board that staff will be working on the review of other condominium properties for similar maintenance issues. He will advise the Board in February whether a report will be available in March or April.

No Board comments were presented.

ADJOURNMENT

There being no further business to come before the Board of Directors, the meeting was adjourned at 1:15 p.m., after which the Board commenced the annual meeting for the North Tahoe Building Corporation.

**Marianne Potts
Board Secretary**