

**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**

**Tuesday, July 12, 2011  
8:30 A.M. Closed Session  
9:30 A.M. Open Session**

**CALL TO ORDER/ESTABLISH QUORUM**

The Regular Meeting of the North Tahoe Public Utility District Board of Directors was held on Tuesday, July 12, 2011 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, Daniels, Ferrell, and President Lewis. Director Mooney was absent. A quorum was established.

**CLOSED SESSION AGENDA**

Pursuant to Government Code, the Board of Directors held a closed session to discuss the following listed items:

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Discussion pursuant to subdivision (a) of Section 54956.9. Name of case: North Tahoe Public Utility District vs. The Garwood Building. Director Mooney recused himself from the discussion.
2. CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION  
Discussion pursuant to subdivision (b) of Section 54956.9. Number of cases: One (2)

Upon adjourning to Open Session, President Lewis reported that no action was taken during Closed Session.

**PLEDGE OF ALLEGIANCE**

President Lewis called Open Session to order at 9:37 a.m. Director Daniels led the Pledge of Allegiance.

Staff present were General Manager Schultz, Chief Financial Officer Marple, Parks and Facilities Manager Long, Construction Administrator Butterworth, Contracts and Planning Coordinator Gibbons, Sr. Financial Analyst Rosenthal, Acting Utility Operations Manager Begin, Executive Assistant Lefrancois, Human Resources Technician Keechler, and Board and Records Secretary Potts. Counsel Eskind was also present.

**REVIEW OF AGENDA:** The agenda was approved by consensus with the addition of the two claims. It was agreed that some items would be taken out of order.

**MOTION:** Director Bergmann motioned for two claims against the District be added to the Open Session Agenda for Rohini Baman and Tim Kircher. Upon second by Director Ferrell, the motion carried unanimously (4-0) with Director Mooney absent.

**PUBLIC FORUM (TIMED ITEM 9:35 a.m.):** No members of the public were present to address the Board, therefore Public Forum was closed at 9:40 a.m.

**CONSENT CALENDAR:**

1. Approve Accounts Paid in the amount of \$199,131.20 and Payable in the amount of \$236,764.46 for the period from June 14, 2011 to July 11, 2011 with potential conflicts for Directors Bergmann and Mooney in the amount of \$2,085.67.
2. Approve Minutes of the June 14, 2011 Regular Board Meeting and the June 21, 2011 Special Board Meeting
3. Adopt Resolution 2011-10 Accepting \$1,432,000 Grant from the State of California Department of Boating and Waterways for the Tahoe Vista Boat Launching Facility and Authorize General Manager to Execute Agreement with State of California Department of Boating and Waterways for Tahoe Vista Boat Launching Facility Grant (Contract No. 10-101-305)
4. Authorize General Manager to Execute Grant Agreement with the United States Forest Service for the Griff Creek Restoration Project. (#1114)
5. Adopt Resolution 2011-11 Approving Adoption of California Public Employees' Deferred Compensation Plan and Authorize General Manager to Execute Agreement with CalPERS for Employees' Deferred Compensation (457) Plan
6. Authorize Cooperative Purchase Agreement with Olin Corporation for Sodium Hypochlorite Supply
7. Authorize General Manager to Execute Task Order 003 for SCADA and Control System Engineering Services for the National Avenue Water Treatment Plant Improvements Phase 1 Implementation Support with Black and Veatch, Inc. in the Amount of \$78,900
8. Authorize General Manager to File Notice of Completion for the North Tahoe Regional Park Playground Project

**MOTION: Upon motion by Director Ferrell and second by Director Daniels, the Board voted to approve staff's recommendations for the Consent Calendar with noted conflicts. The motion carried unanimously (4-0) by Roll Call Vote with Director Mooney absent.**

**PUBLIC HEARING (TIMED ITEM 9:45 a.m.)**

- a. Adopt Resolution 2011-12, A Resolution of the Board of Directors of the North Tahoe Public Utility District Authorizing the Levy of a Special Tax within Community Facilities District 94-1 for Fiscal Year 2011-2012

**MOTION: Upon motion by Director Bergmann and second by Director Daniels, the Board voted unanimously by Roll Call Vote to adopt Resolution 2011-12 with 4 Ayes; Director Mooney absent.**

- b. Adopt Resolution 2011-13, A Resolution of the Board of Directors of the North Tahoe Public Utility District Authorizing the Annual Lien Action for Delinquent and Unpaid Sewer and Water Charges

**MOTION: Upon motion by Director Daniels and second by Director Ferrell, the Board voted unanimously by Roll Call Vote to adopt Resolution 2011-13 with 4 Ayes; Director Mooney absent.**

## **MANAGEMENT TEAM INFORMATIONAL UPDATES**

### **Management Services Department Report**

- a. Review and Discuss Monthly Financial Statement through March 2011
- b. Treasurer's Report

A discussion of Water Department expenses was held. A new format for the Treasurer's Report which was presented to the Finance Committee will be presented to the full Board next month.

### **Parks and Facilities Department Report**

Park and Facilities Manager Long reported that the playground project in the North Tahoe Regional Park was completely installed with money left in the budget to complete the necessary concrete work. She announced that the playground's grand opening was scheduled for July 20<sup>th</sup>.

### **Planning and Engineering Department Report**

Contracts and Planning Coordinator Suzi Gibbons introduced Will Stelter, recently hired to act as the Planning and Engineering Manager, to the Board and public. She updated the Board on the progress of the Zone 1 Water Storage Tank. She advised the Board of the Secline property acquisition (at the site of the Secline Pump Station). The Caltrans project and effects on District operations, and private connection fees and future construction projects were discussed.

### **Utility Operations Department Report**

Utility Operations Manager Begin advised the Board of work which has been completed including the cleaning of wet wells and pump stations, trunk lines, and flat sewer lines which require quarterly cleaning had been jet-rodded in preparation for the holiday weekend (July 4<sup>th</sup>). Water leaks, and system issues which triggered alarms and callouts were also discussed.

### **NEW BUSINESS:**

Consider Claims Against District

- a. Rohini Baman – Personal Injury at North Tahoe Event Center
- b. Tim Kircher - Damage to Property at 4971 North Lake Blvd.

**MOTION: Motion was made by Director Ferrell and seconded by Director Daniels to deny the claims and refer both claims against the District to the District's Risk Management/Insurance Company. The motion carried (4-0).**

### **OLD BUSINESS**

- a. Review and Terminate Emergency Action taken for the National Avenue Water Treatment Plant Lake Intake Pump Replacement

**MOTION: After a brief update, Director Daniels motioned to terminate the emergency action taken for the National Avenue Water Treatment Plant Lake**

**Intake Pump Replacement. Upon second by Director Ferrell, the motion carried unanimously (4-0).**

**b. District Base Facilities: Benefit Cost Analysis**

Planning and Engineering Manager Stelter presented a cost/benefit analysis for the proposed base facilities project. He stated that he welcomed this opportunity to learn about the existing base facilities using historical information. He felt the numbers presented were realistic, and had spoken to the architect about potential costs which he was able to compare to other local agencies costs and savings. Energy cost savings and energy consumption are considered a major factor in consideration of the project. The pole barn for District vehicles to assist in relieving labor hours for winter snow removal will be addressed separately.

Loan service costs and other financing options were discussed, as well as life span of a replacement building which was estimated to be approximately 50 years. The Board directed Chief Financial Officer Marple to prepare a master financial plan covering building costs and the cost for borrowing to pay for the project.

**CORRESPONDENCE**

The correspondence from Placer County advising the Board of filing requirement for semi-annual campaign statements (Form 470). Board Secretary Potts advised the Directors that she would assist in ensuring they would meet the filing requirements.

**GENERAL MANAGER/CEO COMMENTS**

General Manager Schultz updated the Board on a recent conversation with Placer County Executive Officer Tom Miller who will get back to the District with a response on the District's inquiry about liability and workers compensation coverage for unpaid workers.

**BOARD OF DIRECTOR'S COMMENTS**

Director Daniels requested that staff schedule a meeting between the Recreation Committees of the District and Tahoe City Public Utility District.

**ADJOURNMENT:**

There being no further business to come before the Board, the meeting was adjourned at 11:05 a.m.

Marianne Potts  
Board and Records Secretary