

**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, October 9, 2012

CALL TO ORDER/ESTABLISH QUORUM

The Regular Meeting of the North Tahoe Public Utility District Board of Directors was held on Tuesday, October 9, 2012 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 Mooney, Bergmann, Daniels, Ferrell, and President Lewis. 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. 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: North Tahoe Public Utility District vs. The Garwood Building. Director Mooney recused himself from this discussion.
2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Discussion pursuant to subdivision (a) of Section 54967.9. Name of case: Stuart Corvin v. North Tahoe Public Utility District, et al.
3. CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION
Discussion pursuant to subdivision (b) of Section 54956.9. Number of cases: Two (2)
4. 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 Parties: State of CA. Under Negotiation: Terms of Agreement.
5. PERSONNEL: EVALUATION OF PERFORMANCE Review for General Manager/CEO Schultz. Discussion pursuant to Section 54957.

President Lewis reported that no action was taken by the Board during Closed Session.

PLEDGE OF ALLEGIANCE

President Lewis called Open Session to order at 9:30 a.m. Students of the First Grade from the Tahoe Expedition Academy of Kings Beach performed a Flag Ceremony, and led the Pledge of Allegiance. They also sang four patriotic songs for the Board meeting attendees. President Lewis thanked the students for the ceremony and invited them back to a future meeting.

Staff in attendance included General Manager/CEO Schultz, Chief Financial Officer Marple, Parks and Facilities Manager Long, Planning and Engineering Manager Stelter, Construction Administrator Butterworth, Utility Operations Manager Begin,

Executive Assistant Emmerich, Human Resources Technician Keechler, Sr. Financial Analyst Rosenthal, and Board Secretary Potts. Counsel Eskind was also present.

REVIEW OF AGENDA: No changes were made to the agenda.

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

CONSENT CALENDAR: The following consent calendar items were presented for approval. Director Daniels requested clarification on Items #3 and #4.

1. Approve Accounts Payable in the amount of \$890,172.95, and paid in the amount of \$562,018.16 with noted conflicts for Directors Bergmann and Mooney in the amount of \$49,758.41, for the period from September 10, 2012 to October 8, 2012.
2. Approve Minutes of the September 11, 2012 Regular Board Meeting and September 27, 2012 Special Board Meeting.
3. Adopt Resolution 2012-19 Accepting Kings Beach Housing Associates Facilities Related to Assessor's Parcel Number 090-222-050.
4. Authorize a Budget Adjustment for the Dollar Hill Force Main Repair (#1321) in the amount of \$16,290.

MOTION: After discussion, Director Ferrell moved to approve the Consent Calendar, with the noted conflicts and abstentions for Accounts Paid and Payable for Directors Mooney and Bergmann. Upon second by Director Bergmann, the motion carried unanimously by Roll Call Vote (5-0).

PRESENTATION (9:45 a.m.): Dollar Creek Shared-Use Regional Trail Project

Peter Kraatz, Deputy Director of Placer County Public Works, Tahoe Division, presented progress made on the shared use trail. The environmental documents are complete. Placer County Planning has recommended approval of the environmental document, and the Board of Supervisors will be taking action to do so also at their next meeting. The trail alignment starts at the 7-Eleven at Dollar Hill, continues through the Firestone Property, past NV Energy land, and then ties into Cedar Flat at Fulton Crescent Road. This 2.2 mile leg is part of the trail system which will eventually fill the gap between the North Tahoe Regional Park and Dollar Hill. This leg will be constructed only after construction and maintenance funding is determined for the whole trail. This shared use trail is responsive to the Tahoe Regional Planning Agency's goal of completing a non-motorized trail system around the lake.

In response to the District's comments on the environmental documents, Deputy Director Kraatz responded that this alignment will allow for continuation of the trail to the Regional Park. He addressed the Board's concerns, and confirmed that the coverage required for the width and alignment of the trail was well within the allowable for the project, and that a plan for maintenance would be established prior to construction. The Board thanked Deputy Director Kraatz for his presentation.

EMPLOYEE RECOGNITION (10:00 a.m.)

The following employees were recognized for their years of service, and presented with a service award. The Board thanked each of them for their service to the District.

- 5 Years: Janine Dougan and Mary Moreno

- 10 Years: Jason Dicey
- 15 Years: Paul Sandhofner and Kathy Giebel
- 20 Years: Marianne Potts

MANAGEMENT TEAM INFORMATIONAL UPDATES

Management Services Department Report

a. Review and Discuss Monthly Financial Statement through August 2012

b. Treasurer's Report

Chief Financial Officer (CFO) Marple responded to President Lewis' inquiry regarding Redevelopment Agency (RDA) "pass through" funding. CFO Marple noted that there had been no change or growth since the dissolution of the RDA. President Lewis, currently serving as a member of the Placer County Redevelopment Department Board, believes that within the next few years a substantial portion of the funding for RDA will be returned to the District. No further discussion or comments were made on the Financial Statement or Treasurer's Report.

Park and Facilities Department Report

Park and Facilities Manager (PFM) Long advised the Board that the Placer County Recreation and Parks Commission had toured the District's facilities and held a short meeting at the Ramada in the North Tahoe Regional Park. Park Dedication Fees were discussed with Directors Ferrell, Daniels and Bergmann directing staff to remain creative and active in the process by keeping project planning in the forefront, and to stay actively involved with the Resort Association as well. Director Mooney relayed community members' reports of the fueling of jet skis while on the Lake by a neighboring concessionaire, west of the Kings Beach State Recreation Area, and encouraging active enforcement by Placer County Animal Control at District owned and managed beaches.

Planning and Engineering Department Report

Planning and Engineering (P & E) Manager Stelter updated the Board regarding the work being done before the October 15th dig season deadline, and District projects including the Tahoe Vista Recreation Area Accessory Parking Project, Brook Avenue, the Olson sewer line, Dollar Force Main repair, and the Zone 1 Water Storage Tank.

Utility Operations Department Report

Utility Operations Manager Begin updated the Board on repairs and maintenance being performed before the end of dig season, including sewer lateral repairs discovered by televising the lines in Kings Beach. He noted that the District will have bypass capabilities at the C1 lift station after the installation of valves is completed in approximately one week. Patch paving repairs are scheduled in the corporation yard on National Avenue before the end of October, and contractual maintenance on the CW2 water tank was performed recently.

GENERAL MANAGER AND BOARD OF DIRECTORS COMMENTS

General Manager Schultz reminded the Board about the project dedication ceremony scheduled for Friday, October 26th at 2:00 p.m. for the Tahoe Vista Recreation Area (TVRA) Accessory Parking Project, the Secline Sewer Pump Station, and the Zone 1 Water Tank. The event is open to the public, and will be held at the TVRA, or moved to the North Tahoe Event Center if weather does not permit.

President Lewis thanked Administrative Analyst Rosenthal for his dedication and hard work for the District. He wished Greg great success in his new job at Northstar Community Services District.

Director Ferrell stated that he would like to see the District's Board presidency be transferred amongst the Board members, with nominations based on seniority so that each Board member has the opportunity to gain this experience. President Lewis responded that the directors should nominate the director who best represents the Board as a whole, and noted that serving as President of the Board, and staying available to the General Manager involves a huge commitment of time.

ADJOURNMENT

There being no further business to be considered by the Board, the meeting was adjourned at 11:07 a.m.

Marianne Potts
Board and Records Secretary