

**MINUTES OF THE
NORTH TAHOE PUBLIC UTILITY DISTRICT BOARD OF DIRECTORS MEETING
North Tahoe Event Center
8318 North Lake Boulevard, Kings Beach, CA 96143
April 13, 2009**

CALL TO ORDER

The Regular Meeting of the North Tahoe Public Utility District Board of Directors was held on Tuesday, April 13, 2009 at the North Tahoe Event Center in Kings Beach; CA. President Lewis called the meeting to order at 12 Noon

Present were Directors Bergmann, Daniels, Ferrell, and President Lewis. A quorum was established.

A. CLOSED SESSION AGENDA

The following was discussed in Closed Session. No action was reported.

1. Conference with Legal Counsel – Existing Litigation

Subdivision (a) of Section 54956.9

Name of case: North Tahoe Public Utility District vs. The Gar Wood Building

B. ROLL CALL/PLEDGE OF ALLEGIANCE

President Lewis called Open Session to order at 1:03PM.

ROLL CALL: Present: Directors Bergmann, Daniels, Ferrell, and President Lewis.

Absent: Director Mooney

Staff present was General Manager/CEO Aaron, Public Works Director Schegg, Parks and Facilities Manager Long, District Engineer Goebel, Utility Operations Manager Hopkins, and Acting Clerk of the Board and Executive Assistant Lefrancois. Also present were Counsel Neil Eskind and Judy Friedman, Recording Secretary.

C. REVIEW AGENDA

The Board reserves the right to take items out of order.

General Manager Aaron noted adjusted figures on Item F1b Treasurer's Report, Total Restricted Cash and Investments to be \$771,605.51 and the Total Restricted and Unrestricted Cash and Investments to be \$9,453,440.00. Also, the Budget Assumptions will be modified to reflect reduced staff expense and revenue for the Boat Launch fee area due to the extraordinarily low lake level this year. Solid Waste Disposal fees may be increased and will be included in the Budget Assumptions for Fiscal Year 2009/2010.

The agenda was approved by affirmation.

D. TIMED ITEMS

1. 1:05 PUBLIC COMMENTS

There were no public comments.

2. 2:00 PM – Discussion related to Transition at Kings Beach State Recreation Area.

E. CONSENT CALENDAR

Items E4, E6, E7, and E10 were removed for discussion and clarification.

Regarding Item E4, it is staff's amended recommendation that the General Manager be authorized to enter into a Professional Services Agreement with the appropriate engineering firm for services related to the Zone 2 Water Storage Tank Project in an amount not to exceed \$150,000 for professional services rendered.

ACTION: Motion made by Director Daniels, seconded by Director Bergmann, and carried by roll call vote. Directors Bergmann and Mooney abstained from voting on any conflicts of interest noted on the Accounts Paid and Payable. Motion carried approving Consent Calendar as follows, noting staff recommendation on Item E4:

1. Accounts Paid in the amount of \$312,108.58 and Payable in the amount of \$172,977.21 for the period from March 10, 2009 to April 14, 2009.
2. Minutes of the March 10, 2009 Regular Board Meeting.
3. Resolution 2009-9 Adopting Updated Job Descriptions
 - i. General Ledger Accountant
 - ii. Utility Operations Crew Chief
4. Professional Services Agreement for Design and Environmental Documents for the Zone 2 (500,000 gallon) Water Storage Tank Project.
5. Resolution 2009-6 Acceptance of Utilities on Laurel, Fawn and Stag as part of the Tahoe Estates Erosion Control Project
6. Resolution 2009-7 Adopting a Policy Regarding Identity Theft/Red Flag Rules.
7. California Tahoe Conservancy Beach Maintenance Agreement Extension
8. Budget Adjustments: North Tahoe Event Center Attorney Fees and Emergency Repairs to the IT Room
9. Resolution 2009-8 supporting the utilization of Placer County Park Mitigation Funds exclusively within Placer County.
10. Intergovernmental Grant Administration Agreement with South Tahoe Public Utility District.
11. Accept Donation of 17 Pallets of Pavers from Sierra Summit Landscaping and a storage building from B&G Excavating.

F. MANAGEMENT TEAM INFORMATIONAL UPDATES

All reports were reviewed.

1. Chief Financial Officer

- a. **Review and Discuss Monthly Financial Statement through February 2009**
- b. **Treasurer Report**

GM Aaron made the following corrections to the April 14, 2009 Treasurer's Report:

- Market value - restricted US Bank Account, Building Corp, Installment Payment - \$640,448.90
- Total Restricted Cash and Investments - \$771,605.51
- Total Unrestricted and Restricted Cash and Investments - \$9,453,440.00

2. Parks and Facilities Manager

- i. **Draft Minutes of March 25, 2009 Recreation and Parks Commission**

3. District Engineer

4. Utility Operations Manager

- i. **Report on Valve Exercising, Scheduled Maintenance**

G. NEW BUSINESS

1. **Budget Parameters for 2009-2010 Fiscal Year.**
2. **Ordinance 376 Amending the General Manager/CEO Contract**

ACTION: Motion made by Director Daniels, seconded by Director Bergmann, and carried unanimously by roll call vote, approving Ordinance 376, amending the General Manager/CEO contract.

H. CORRESPONDENCE

The Board reviewed all correspondence.

I. GENERAL MANAGER/CEO COMMENTS

1. Kings Beach State Recreation Area Update

Pam Armas, California State Parks Sierra District Superintendent, presented the preliminary discussion she and GM Aaron had recently regarding a proposed partnership with California State Parks and the District after State Parks begins operating the Kings Beach State Park as of January 1, 2010. Initial discussions with stakeholders will be held over the next several months to work out a transition plan between the District and State Parks.

J. BOARD OF DIRECTOR'S COMMENTS

The Board was encouraged to write letters to Placer County in support of the proposed National Avenue site for the North Tahoe Government Center.

A Chamber mixer will be hosted at the Event Center on April 16, 2009 from 5:00 – 7:00 p.m.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 2:45 PM. The next scheduled meeting of the North Tahoe Public Utility District Board of Directors is Tuesday, May 12, 2009 at 9:00 AM.

Respectfully submitted,
Judy Friedman, Recording Secretary
THE PAPER TRAIL SECRETARIAL & BUSINESS SOLUTIONS