

**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
July 13, 2010**

CALL TO ORDER

The Regular Meeting of the North Tahoe Public Utility District Board of Directors was held on Tuesday July 13, 2010 at the North Tahoe Event Center in Kings Beach, California. President Lewis called the meeting to order at 8:30 A.M. Present were Directors Mooney, Bergmann, Daniels, and President Lewis. A quorum was established.

A. CLOSED SESSION AGENDA

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

2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Discussion pursuant to Subdivision (a) of Section 54956.9. Name of case: 8679 Trout, LLC vs. North Tahoe Public Utility District, et al.

President Lewis convened Open Session at 9:40 A.M.

President Lewis reported the following actions taken in Closed Session. The Board requested that staff schedule a timed item for former Director Lanini at the regularly scheduled August 10th North Tahoe Public Utility District Board meeting per his request.

Motion was made by Director Bergmann and seconded by Director Daniels, carrying unanimously, confirming that the North Tahoe Public Utility District Board of Directors has not authorized disclosure of any confidential information discussed in any Closed Session relating to any matters discussed in Closed Session, including but not limited to the Garwood matter.

B. ESTABLISH QUORUM/PLEDGE OF ALLEGIANCE

ROLL CALL: Present were Directors Mooney, Bergmann, Daniels and President Lewis. Director Ferrell was not in attendance. A quorum was established.

Staff present were General Manager/CEO/Clerk of the Board Aaron, Chief Financial Officer Marple, Parks and Facilities Manager Long, Planning and Engineering Manager Paul Schultz, Planning and Contracts Coordinator Gibbons, Sr. Financial Analyst Rosenthal, Human Resource Specialist Keechler, and Board and Records Secretary Potts. Also present were Legal Counsel Eskind and Recording Secretary Friedman.

C. REVIEW AGENDA

The agenda was approved by affirmation. The Board reserves the right to take items out of order.

D. PUBLIC HEARING AND TIMED ITEMS

1. PUBLIC COMMENTS

District resident Pat Malley addressed the Board regarding what he perceives to be aggressive enforcement by Placer County Animal Control of the “no dogs on the beach” regulations. He asked if it is

possible to get a variance allowing dogs at the Coon Street Boat Launch while the lake level remains too low for the boat launch to operate. The Board asked for this issue to be on the August 10th Board meeting agenda for discussion.

2. PUBLIC HEARING

a. Adopt Resolution 2010-15, 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 2010-2011

b. Adopt Resolution 2010-16, 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

ACTION: Motion was made by Director Bergmann and seconded by Director Mooney, carrying unanimously by Roll Call Vote adopting Resolutions 2010-15 and 2010-16.

3. CalPERS Update: Actuarial Bill Karch (see Item G2)

E. CONSENT CALENDAR

Director Bergmann noted a numeric error in the minutes of the June 8, 2010 Regular Board Meeting which is to be corrected for the permanent record.

ACTION: Motion was made by Director Daniels, seconded by Director Mooney, and carried by Roll Call Vote approving the Consent Calendar. Director Mooney abstained from voting on Item F12 and Directors Mooney and Bergmann abstained from voting on conflicts of interest noted on the Accounts Paid and Payable.

1. Approve Accounts Paid in the amount of \$421,464.77 and Payable in the amount of \$204,151.25 for the period from June 8, 2010 to July 12, 2010
2. Approve Minutes of the June 8, 2010 Regular Board Meeting
3. Award Bid and Authorize General Manager to Execute Contract for Tahoe Vista Recreation Area Courtesy Dock Improvements (#1025)
4. Authorize General Manager to File Notice of Completion for the Zone 1 Tank Water Line Installation Project (#0833)
5. Approve Change Order and Authorize General Manager to File Notice of Completion for the Dollar Generator Installation Project (#1021-DMGI)
6. Authorize General Manager to File Notice of Completion for the Lincoln Green Water Main Replacement Project (#0939)
7. Authorize General Manager to Execute Professional Services Agreement with PR Design & Engineering for Preparation of the District's Urban Water Management Plan (UWMP)
8. Authorize General Manager to Execute Agreement with Placer County for Bus Shelter at Tahoe Vista Recreation Area
9. Adopt Resolution 2010-17 A Resolution of the Board of Directors of the North Tahoe Public Utility District Establishing a Mobile Telephone Policy
10. Authorize Purchase of Computerized Asset and Work Order Management System (#1102)
11. Authorize Cooperative Purchase of Two-Way Radio System (#1104)
12. Award Bid and Authorize General Manager to Execute Contract for Carnelian Bay West Water Line Replacement Project (#0938)
13. Adopt Resolution 2010-18 A Resolution of the Board of Directors Authorizing Adjustment to Employee Contribution to the District's Money Purchase Pension Fund

F. MANAGEMENT TEAM INFORMATIONAL UPDATES

1. Management Services Department Report

a. Review and Discuss Monthly Financial Statement through May 2010

Chief Financial Officer Marple presented the financial statements.

b. Treasurer's Report

There were no questions or comments regarding the Treasurer's Report.

2. Parks and Facilities Department Report

Parks and Facilities Manager Long presented the Department's report. Director Mooney asked if local restaurants were invited to participate in the recent Greenfest event held at the North Tahoe Event Center. Following a brief discussion, President Lewis asked that events scheduled at the Kings Beach State Recreation Area and Kings Beach Plaza be a discussion topic for the August 10th Board meeting.

3. Planning and Engineering Department Report

Planning and Contracts Coordinator Gibbons presented the Planning and Engineering Department report.

4. Utility Operations Department Report

General Manager Aaron presented the Department's report in Utility Operations Manager Hopkins' absence.

G. NEW BUSINESS

1. Authorize General Manager to Execute Line Extension Agreements with Placer County for Kings Beach Housing Now Projects

Planning and Contracts Coordinator Gibbons presented this item.

ACTION: Motion was made by Director Daniels and seconded by Director Mooney, carrying unanimously authorizing General Manager Aaron to execute line extension agreements with Placer County as needed for Kings Beach Housing Now Projects.

2. Adopt Resolution 2010-14, A Resolution of Intention Between the Board of Administration of the California Public Employees Retirement System (CalPERS) and the Board of Directors of the North Tahoe Public Utility District

Human Resource Specialist Keechler provided background on the proposed resolution. As explained in the report submitted in the Board packets, the District employees were presented with three options and selected the 0% prior service. Actuarial Bill Karch was present to answer questions and Counsel Eskind clarified the District's responsibilities under the proposed contract.

ACTION: Motion was made by Director Bergman, seconded by Director Daniels, and carried with one no (Director Mooney) by Roll Call Vote to adopt Resolution 2010-14.

3. California Special District Association Elections

i. Board Elections

ii. Bylaws Amendments

There was consensus to vote for the incumbent, Ginger Root for the CSDA Board of Directors and to approve the Bylaw Amendments.

H. OLD BUSINESS

1. Consider Extension of Date for Private Water Service Relocations for Property Owners on Cutthroat and Speckled Avenues

President Lewis reported the Planning and Development Committee supports staff's recommendation to extend the deadline for service relocations.

The item was open for Public Comment and two residents of the District asked the Board to grant the extensions.

ACTION: Motion was made by Director Bergmann and seconded by Director Daniels, carrying unanimously to authorize an extension of the date required for private water service relocations for property owners on the north side of Cutthroat Avenue to October 1, 2010 and for property owners on the south side of Cutthroat Avenue to the completion date of the Dolly Varden Avenue water line installation.

2. Review and Possible Adoption of Draft Joint Sewer Facilities M.O.U. with Tahoe City Public Utility District

General Manager Aaron and Planning and Engineering Manager Paul Schultz reported submitting the Draft Memorandum of Understanding to the Tahoe City Public Utility District on June 29, 2010, without response. General Manager Aaron will follow up.

I. CORRESPONDENCE

The Board reviewed all correspondence.

J. GENERAL MANAGER/CEO COMMENTS

- 1. Executed Grant Agreement with the North Lake Tahoe Resort Association for Tahoe Vista Recreation Area**
- 2. Local 39 News Cover Photograph, June 2010**
- 3. June 2010 District Newsletter**

K. BOARD OF DIRECTOR'S COMMENTS

President Lewis commended Recreation and Parks Department staff for how well the beaches were maintained over the 4th of July holiday weekend. He also praised the Engineering Department for their thoroughness in planning and oversight in recent projects, which ultimately saves the District money.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 11:39 A.M.

The next regularly scheduled meeting of the North Tahoe Public Utility District Board of Directors is Tuesday, August 10, 2010 at 8:30 A.M.

Respectfully submitted,

Judy Friedman, Recording Secretary

THE PAPER TRAIL SECRETARIAL & BUSINESS SOLUTIONS