

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

Thursday, June 28, 2012 at 8:00 A.M.

CALL TO ORDER/ESTABLISH QUORUM

A Special Meeting of the North Tahoe Public Utility District Board of Directors was held on Thursday, June 28, 2012 at the North Tahoe Event Center in Kings Beach, California. Present were Directors Mooney, Bergmann, Daniels, Ferrell, and Lewis. A quorum was established. President Lewis called the meeting to order at 8:05 a.m. with Director Daniels leading the pledge of allegiance.

Staff present was General Manager Schultz, Planning and Engineering Manager Stelter, Park and Facilities Manager Long, Executive Assistant Emmerich, and Board Secretary Potts. Attorney Eskind was also present.

PUBLIC FORUM: There being no public to address the Board on items not on the agenda, Public Forum was closed at 8:05 a.m.

Award Bid and Authorize General Manager to Execute Agreement for the Tahoe Vista Recreation Area Phase 2B Accessory Parking Project (#1122/1123/1124)

Planning and Engineering Manager Stelter addressed the Board regarding the project advising that Western Engineering, Inc. was the low bidder. Five bids were received ranging from \$1,484,949.40 to \$2,177,362.29 for the base bid.

Based on previous experience with the Western Engineering Contractors, Inc., and due to the bid amount being less than anticipated, Mr. Stelter recommends award of the base bid, and the bid alternative for a bus shelter which had been added as a condition of approval after establishing the amount for grant funding. Western Engineering Contractors, Inc. was also the lowest bidder for the bus shelter alternative.

Staff did not recommend awarding a bid alternative for a mitigation project, but recommended that the District pay the Water Quality Mitigation Fee to Tahoe Regional Planning Agency in lieu of completing a revegetation project.

MOTION: After discussion, Director Bergmann moved to award the base bid and bus shelter alternative, following staff's recommendation to pay the water quality mitigation fee in lieu of performing a revegetation project in the North Tahoe Regional Park. Discussion followed, and failing to receive a second, the motion died.

Director Daniels requested that the water quality revegetation project be reconsidered and voted upon at the next regular Board meeting. The Board directed staff to bring consideration of the water quality project to the next regular meeting in order to keep project funds available within District properties.

MOTION: Director Bergmann then moved to award the base bid and bid alternative B for the bus shelter to Western Engineering Contractors, Inc. and to authorize the General Manager to execute an agreement and purchase order for the Tahoe Vista Recreation Area Phase 2B Accessory Parking Project (#1122/1123/1124). Upon second by Director Daniels, the motion carried unanimously (5-0).

North Shore Waterborne Shuttle Discussion

General Manager Schultz stated that he had been working with Ron Treabess of the North Lake Tahoe Resort Association and the District's risk Manager, John Sutak on resolving insurance requirements for the landing agreement. Mr. Schultz noted that any insurance required for the water shuttle must mirror the amounts of coverage held by the District's general liability insurance.

Mr. Treabess, with attorney Adam Spear, addressed what he described as "loggerhead points" in the agreement which included requirements, related to insurance, permitting, and Americans with Disabilities Act (ADA). He noted that ADA should not be an issue, the permit is in place, leaving insurance indemnification requirements as the remaining issue.

Further discussion included several members of the public, including John Shuff, Dave Ferrari, Alex Mourelatos, Jan Collier and Jennifer Merchant, in support of the shuttle service.

Additionally, letters of support for the water shuttle were distributed at the meeting from interested members of the public: John Shuff, Keith Vogt, Teresa Duggan, James Simon, George Koster, and John Hassenplug.

President Lewis stated that the Board of Directors was in support of providing Tahoe Vista Recreation Area as a landing site for the shuttle service, and directed staff to continue working to resolve the agreement. Upon reaching an agreement acceptable to the General Manager, the Board instructed Mr. Schultz to execute the agreement without returning to the Board for further direction.

Dollar Creek Shared Use Trail Project – Comments on Environmental Document

Park and Facilities Manager Long and Planning and Engineering Manager Stelter compiled a letter regarding the Dollar Creek Shared Use Trail Project capturing comments heard from the Board. Mr. Stelter requested that the directors review the letter and offer any additional input for the letter to Placer County.

Director Daniels requested that staff elaborate on a definition for region wide to include areas of Placer County from Tahoma, Tahoe City, Squaw Valley and North Tahoe. Mr. Stelter reported that the North Lake Tahoe Resort Association (NLTRA) is planning to fund capital maintenance for improvements on facilities previously funded by the NLTRA. Annual maintenance still requires a funding source.

Director Mooney directed that the District's response note that should any section of the trail include overall elevation changes that exceed the requirements to remain a Class 1 trail, the remainder of the trail will not be considered a class 1 trail. He wanted it noted that nothing can be done which will eliminate the capability to complete the

remainder of the trail in accordance with terms of the Firestone property acquisition from the California Tahoe Conservancy. Additionally, he wanted it noted that the District's position is that a structure supporting maintenance funding must be in place before trail construction begins.

ADJOURNMENT

There being no further business to be considered by the Board, the meeting was adjourned at 9:55 a.m.

Marianne Potts
Board and Records Secretary