



# De Luz Community Services District

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## BOARD OF DIRECTORS

MICHAEL ADAMS  
JIM BRADY  
BRYAN BUESCHER  
MARIAN BYERS  
RAYMOND W. JOHNSON

## GENERAL MANAGER

JAMES E. EMMONS

## MINUTES REGULAR MEETING OF THE BOARD OF DIRECTORS NOVEMBER 28, 2018 6:00 P.M.

### A. Call to Order & Roll Call

A Regular Meeting of the De Luz Community Services District was held at the De Luz CSD office commencing at 6:10 p.m. on November 29, 2018. Present at the meeting were the following Directors:

Director Adams  
Director Brady  
Director Byers

*Director Johnson was absent.*

Staff present:

James E. Emmons, General Manager and Board Secretary  
Blaise Jackson, General Counsel  
Cher Ruzek, Office Manager and Assistant Board Secretary  
Theresa Snyder, Accounting Administrator

The flag salute was led by President Byers.

At this time, General Counsel Jackson asked that two items be added to the agenda, pursuant to Government Code Section 54954.2(b)(2), explaining that the matter was of an urgent nature and had arisen subsequent to the posting of the meeting agenda.

Motion was made by Adams, seconded by Brady, to add the two items: Approval of a Notice of Vacancy as Agenda Item A-1, and approval of Resolution No. 2018-018: Designating Authorized Signers on District Bank Accounts as Agenda Item A-2.

The motion carried unanimously.

### A-1. Notice of Vacancy

General Counsel Jackson reported that Director Buescher's resignation was received and effective November 21, 2018 due to his relocation out of the District. He informed the Board, per Government Code Section 1780, that the Notice of Vacancy will be posted at three conspicuous places; that applications can be filed on or before 4:00 p.m., on December 13, 41606 Date Street, Suite 205, Murrieta, California 92562-7090

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2018, and the Board will consider all applicants.

Motion was made by Adams, seconded by Brady, to approve and post the Notice of Vacancy.

The motion carried unanimously.

**A-2. Authorized Signers on District Bank Accounts**

General Counsel Jackson explained that the Resolution will remove Director Buescher and add Director Brady.

Motion was made by Brady, seconded by Adams, to adopt Resolution No. 2018-18:

Designating parties Authorized to Sign on District Bank Accounts and Designating Parties Authorized to make Transfers Between District Accounts

**B. Sheriff**

Deputy Perez gave the Sheriff's Report for October 2018 and updated the Board on November activities. He reported that no major incidents have occurred, and he is continuing to monitor traffic. The written report is on file with the District.

Resident Guy Kinsman and President of the De Luz Property Owners Association stated that, although he has received calls from a handful of residents complaining about receiving tickets, commended Deputy Perez for doing his job; that his hard work and efforts are appreciated by other residents and the POA.

**C. Public Comment**

Resident Robert D'Alessandri addressed the Board and stated he had previously served on the Board and would be interested in filling the vacancy left by Director Buescher; therefore, he will be submitting his letter of interest.

Resident and Sandia Creek (Citizens) Road Committee representative Debbie Ardolino addressed the Board and stated she has received positive feedback with regards to the traffic improvements; asked if any further information was available regarding the traffic meters that were placed on Sandia Creek Drive and Rancho California Road, and if a response had been received from the second letter to WAZE, Inc., to which General Counsel Jackson responded that there has not. Ms. Ardolino also informed the Board that their Committee will be taking the necessary steps to sponsor a Law Enforcement Special Tax initiative.

Resident Pat Cargould addressed the Board and requested consideration of the installation of a stop sign at the intersection of Tomasito Circle (non-District maintained road) and Sandia Creek Drive.

Resident Eddy Rodriguez presented an evacuation map that shows seven (7) different ways to exit the District.

**D. Information Only**

The Board received the Statement of Investment Policy, and the October 2018 Financial Statement.

**E. Consent Calendar**

Motion was made by Adams, seconded by Byers, to approve the Consent Calendar.

1. Minutes of the October 17, 2018 Regular Board Meeting
2. General Fund Claims (for ratification): \$652,910.31
3. Sheriff's Special Tax Claims (for ratification):\$61,012.73
4. Purchase Order No(s):. 2018-013 and 2018-016.

The motion carried unanimously.

**F. Traffic Safety Improvements**

Traffic Engineer Steve Libring presented the updated Traffic Engineering Report to the Board. Discussion followed regarding the results of the measures that were implemented over the last few months. He stated that traffic volume had decreased significantly on Sandia Creek Drive; however, there was no significant change in speeds; he noted that this is a law enforcement issue and may take more time for improvement.

Mr. Libring also reported on the findings of the cut-thru traffic on El Prado Loop. He stated there was a slight decrease in traffic volume and presented options to the Board. It was the consensus of the Board to continue to monitor El Prado Loop and consider the options presented in the Report at the December Board meeting. The Report is on file at the District office

**G. Cost Implications of Traffic Safety Improvements**

General Manager Emmons reported that if the level of CHP and Sheriff enforcement remains at the current levels which is a significant increase in traffic enforcement expense, funding at this level will be exhausted in approximately one year.

**H. Gas Tax Legislation**

General Manager Emmons stated that current Gas Tax Law includes only Cities and Counties; therefore, a change in Legislation, as well as a Legislative Advocate, is necessary to propose a bill that would include Special Districts. He explained that pursuing a bill through the Legislature is time consuming for the Board and Staff, and expensive in terms of travel

and Legislative Advocacy expense. He also stated that both representatives of the upper and lower house of the California State Legislature would be beneficial in assisting with sponsoring the bill, and reported that he has met with Senator Jeff Stone's Staff; the Legislative Committee of CSDA, and is working to connect with legislative advocacy firms.

Director Adams reported on an informal meeting that he had with Assemblywoman Marie Waldron. She has indicated a willingness to work with us on this matter. Board discussion followed.

Motion was made by Adams, seconded by Brady, to move forward with pursuing Gas Tax Legislation as set forth in the General Manager's report.

The motion carried unanimously.

It was the consensus of the Board to form an Ad-hoc Gas Tax Exploratory Committee to meet with Assemblywoman Marie Waldron of the California State Legislature. Vice President Byers appointed herself and Director Adams to serve on the Committee.

**I. De Luz Women's Club Beautification Signage**

The De Luz Women's Club was not present; therefore, the Board took no action.

**J. Finance Committee Report**

Director Adams reported that no meeting was held in November.

**K. Engineering Committee Report**

Director Brady reported that at their recent meeting, the Engineering Committee discussed the preliminary results of the recent monitoring of the Traffic Safety Improvements; the Women's Club beautification signs, and culvert maintenance.

**L. General Manager's Report**

General Manager Emmons presented his written report which is on file with the District Office.

**M. Discussion of Legal Matters**

Counsel Jackson provided a post election update, noting that 500,000 ballots statewide remained to be counted, including 55,000 in Riverside County, another 47,000 in San Diego County, and 100,000 in Los Angeles. The bulk of these are provisional ballots, meaning that there is some issue with respect to registration or the registration was itself post-deadline. There remained a handful of Senate and Assembly races with vote margins separating the challengers between 800 and 2,500 votes, but these will not affect the legislative makeup. Governor-elect Newsom will have super-majorities of Democrats in both legislative houses,

and given that Newsom is widely perceived as more liberal than his predecessor, this will likely mean that another single-payor healthcare initiative may be in the offing for 2019.

*The Board adjourned to Closed Session.*

**Closed Session**

**N.** Closed session pursuant to the provisions of Government Code §54956.95 (Liability claim) of Turner/Jeffrey.

**O.** Closed session pursuant to the provisions of Government Code §54957.6(a): Discussion of personnel matters.

*The Board reconvened in open session.*


General Counsel Jackson reported that no action was taken in closed session regarding Items N and O.

**P. Adjournment**

There being no further business, President Byers adjourned the meeting at 8:25 p.m.

  
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James Emmons, Secretary  
Board of Directors

ATTEST:

  
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Mariann Byers, President  
Board of Directors