

**MINUTES
REGULAR MEETING
OF THE BOARD OF DIRECTORS
JUNE 16, 2010
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 6:00 p.m. on June 16, 2010. Present at the meeting were the following Directors:

Director Adams
Director Bianchi
Director Buescher
Director Egge
Director Rubin

General Manager Holmes, Assistant Secretary Gipson, and General Counsel Jackson were also present.

President Rubin led the flag salute.

B. Sheriff

No Deputy was present, however General Manager Holmes had spoken with Deputy Donoho by phone, and updated the Board on June activities. The written report is on file with the District.

C. Approval of Sheriff's Contract

Assistant Secretary Gipson explained that the Contract being considered for renewal is identical in form to the past Sheriff's contracts.

Motion was made by Bianchi, seconded by Adams, to approve renewal of the Contract for two full-time Deputies from Riverside County for Fiscal Year 2010-2011.

The motion carried unanimously.

D. Public Comment

None.

E. Public Hearing on the Written Report of the Directors

President Rubin opened the Public Hearing on the Written Report of the Directors for Fiscal Year 2010-2011.

General Manager Holmes explained that the Written Report contains the scope of work to be done and the zones benefitted by that work.

The Written Report and the Affidavit of the Notice of Publication of the Hearing on the Written Report were received into evidence and made a part of the Hearing.

President Rubin opened the Hearing to public comment.

There being no public comment, the Hearing was closed by President Rubin.

F. Ordinance Adopting the Written Report of the Directors

Motion was made by Egge, seconded by Bianchi, to adopt Ordinance No. 10-01:

Adopting the Written Report of the Directors, Establishing the Zones of Benefit for Services Provided, the Scope of Services to be Performed, and the Charges to be Rendered for Road Maintenance and Police Services Provided to Property Owners in the District during Fiscal Year 2010-2011

The motion carried unanimously.

G. Public Hearing on the Budget

President Rubin opened the Public Hearing to consider the adoption of the District Budget for Fiscal Year 2010-2011.

General Manager Holmes explained the method of calculating the budget and the zone benefit fees.

The Budget and Affidavit of the Notice of Publication of the Hearing on the

Budget were received into evidence and made a part of the Hearing.

President Rubin opened the Hearing to public comment.

Property Owner Jerry Burke, representing Santa Rosa Groves Property Owners Association, questioned the Board regarding the way in which project priorities are established. He had no specific projects of concern at this time.

There being no further public comment, the Hearing was closed by President Rubin.

H. Resolution Adopting the Budget

Motion was made by Bianchi, seconded by Adams, to adopt Resolution No. 10-07:

Determining and Adopting the Budget for Fiscal Year 2010-2011

The motion carried unanimously.

I. Consideration of Notice of Exemption

General Counsel Jackson explained that the Notice of Exemption, which is filed with the Riverside County Clerk, states that the Budget is an exempt act under CEQA. It is not a project under the Public Resources Code of the State and is categorically exempt under that Code. He asked that the Board make the finding of "no project" and approve the Notice of Exemption.

Motion was made by Buescher, seconded by Bianchi, to make a finding of "no project" and to approve the Notice of Exemption for Establishment of Rates and Charges for Services Performed in Fiscal Year 2010-2011.

The motion carried unanimously.

J. Resolution Electing to Have All Charges Collected on the Tax Roll

Motion was made by Buescher, seconded by Bianchi, to adopt Resolution No. 10-08:

Electing to Have All Charges for Services Provided in the District during Fiscal Year 2010-2011 Collected on the Tax Roll of the County of

Riverside

The motion carried unanimously.

K. Information Only

The Board received the May Financial Report, the Statement of Investment Policy, and correspondence from William H. Vogel.

L. Consent Calendar

Director Buescher corrected Item "I" of the May 26th Board of Directors' Meeting Minutes to reflect Director Buescher making the report of the Engineering Committee.

Motion was made by Buescher, seconded by Bianchi, to approve the Consent Calendar including the Minutes of the May 26, 2010 Adjourned Regular Meeting of the Board of Directors as amended.

The motion carried unanimously.

M. Discussion of Legal Matters

General Counsel Jackson reported that he has been asked to explore the possibility of changing secondary roads to primary status. He stated that he is researching any potential Prop 218 implications prior to giving his opinion at the July Board Meeting.

N. Job Description and Salary Range: Maintenance Worker I

General Manager Holmes presented a job description and salary range for Maintenance Worker I, and discussed the conversion of our temporary employee to permanent status.

Motion was made by Adams, seconded by Egge, to approve the Maintenance Worker I job description and salary range.

The motion carried unanimously.

O. Building Improvement Contract

Director Bianchi reported that at the recent Finance Committee meeting, there

was a discussion about the recently bid improvement contract and the reasons for delaying the construction versus performing them now.

Discussion followed by the Board, and Director Buescher asked that Agenda Item "S" regarding the change of Board meeting dates and locale be considered at this time.

At this time, the Board proceeded to Agenda Item "S".

S. Approval for Change of Board Meeting Date and Locale

Due to the delay in constructing our own meeting room, the Board considered changing the regular meetings of the Board of Directors to the 3rd Monday of each month at 6:00 p.m. at the office of Rancho California Water District. This is the only regular day and time available to schedule the meetings at the RCWD community room.

Motion was made by Buescher, seconded by Rubin, to adopt Resolution No. 10-12:

Changing the Date of the Regular Meetings of the Board of Directors

The motion carried unanimously.

At this time, the Board returned to Agenda Item "O".

General Manager Holmes reviewed the amount of the low bid received from ATOM Engineering Construction, and explained that we are still within the award period.

Motion was made by Bianchi, seconded by Egge, to proceed with the award of the bid as adopted in May 2010 by Resolution No. 10-05.

The motion carried unanimously.

P. Approval of Plans and Scope of Work: 2010 Slurry Seal Project

General Manager Holmes presented the plans and scope of work for the 2010 Slurry Seal Project, which involves various roads in the Primary Zone, and Zones III, IV and V. The engineer's estimate is \$121,650, and the project will be funded with Roadway Rehabilitation Funds from the various zones.

Motion was made by Buescher, seconded by Adams, to adopt Resolution No. 10-09:

Approving the Plans and Scope of Work for the 2010 Slurry Seal Project

The motion carried unanimously.

Q. Approval of Plans and Scope of Work: Sandia Creek Drive Slump Failure

General Manager Holmes presented the plans and scope of work for the Sandia Creek Drive Slump Failure. This project has an engineer's estimate of \$50,600, and will be funded with Primary Zone Roadway Rehabilitation Funds.

Motion was made by Bianchi, seconded by Buescher, to adopt Resolution No. 10-10:

Approving the Plans and Scope of Work for the Sandia Creek Drive Slump Failure

The motion carried unanimously.

R. Approval of Plans and Scope of Work: Rehabilitation of 3 Intersections: Sandia Creek Drive

General Manager Holmes presented the plans and scope of work for the Rehabilitation of 3 Intersections: Sandia Creek Drive. This project has an engineer's estimate of \$50,300, and will be funded with Primary Zone Roadway Rehabilitation Funds.

Motion was made by Bianchi, seconded by Buescher, to adopt Resolution No. 10-11:

Approving the Plans and Scope of Work for the Rehabilitation of 3 Intersections: Sandia Creek Drive

The motion carried unanimously.

T. Finance Committee Report

Director Bianchi reported that at their recent meeting, the Finance Committee discussed the upcoming District audit, and the contract for the District office

improvements.

U. Engineering Committee Report

Director Buescher reported that at their recent meeting, the Engineering Committee discussed project priorities, and a priority phase table was handed out to the Board.

V. General Manager's Report

General Manager Holmes presented his written report which is on file with the District Office. He reported on the recent weed spraying and mowing projects.

W. Adjournment

There being no further business, President Rubin adjourned the meeting at 7:07 p.m.

Rob Holmes
Secretary, Board of Directors

ATTEST:

Steve Rubin
President, Board of Directors