

July 24, 2008- Meeting Minutes for Golden West Community Services District
Regular Meeting, Held at El Dorado Community Church

The meeting was called to order at 7:00. Directors present were Chuck Roati, V. Emi Kimura, Barbara Lea and Ed White. The agenda was approved as written by a 4-0 vote. Secretary McClintock and General Manager Sanford were also present.

2. Approval of Minutes

There were 2 amendments to the June 26 minutes. The spelling of Dave Doten's name was corrected and Walt Dalbeck's comment about Kimura and McClintock briefly leaving the meeting was noted. The minutes of the regular meeting on June 26 were approved as amended by a 4-0 vote.

3. Treasurer's Report

Kimura reported a current balance of \$66,128.27. Kimura has reconciled the petty cash account at the auditor's request. The current balance is \$78.80. Petty cash expenses of \$24.66 for Kimura and White to attend required ethics training and \$51.16 for office supply expenses needed by White during the audit were approved by a 4-0 vote. Other bills received were from Delta for \$210,602.79 and from the attorney for \$160.00.

4. Road Manager's Report

White had nothing new to report.

5. General Manager's Report

Sanford had nothing new to report.

6. Fire Safety Report

Hasse reported that 2 green waste dumpsters are still in the area and another one can be added if needed.

7. Old Business

7A. Workman's Compensation Insurance

Kimura contacted State Fund and they need additional information to reinstate us. The district was dropped due to noncompliance with their audit request. They will reinstate us at the receipt of work logs. Kimura now has copies of the work logs kept by Sanford. This will be on the August agenda.

7B. Delta lawsuit status

White and Lea are the liaisons between the board and the attorney. They met with Laurie on July 22. There will be a Dispute Resolution Hearing on August 8, at 10:00 a.m., at 915 L Street, Sacramento.

7C. 2008 – 2009 budget

The auditor requires that notice of a budget approval discussion be posted for 10 days. A motion to post our new budget at Pride Realty for 14 days was approved by a 4-0 vote.

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8. Director's Items

8A. Board member resignations

Roati read a letter of resignation from Ken Beam. The letter stated that his resignation would be effective at the end of the meeting and on the swearing-in of a new member. Roati read a prepared statement regarding the history of road maintenance in the district. He then read his own resignation letter, effective immediately. Roati left the meeting at this time, and was replaced as meeting chair by Barbara Lea, vice-president. A motion accepting the resignations and thanking the men for their service was passed by a 3-0 vote.

8B. Receipt of Proposed Ordinance 4

McClintock read the text of the proposed Ordinance 4. Bernard Carlson asked that, for clarification, the words "map roads" be struck from Article I. Suggestions from attendees included having the ordinance reviewed by an attorney, a better definition of emergency, and improving the other policies, especially the Road Policy, before passing the ordinance. Kimura suggested forming a committee to work on the issue. Lea stated that it would be reviewed again in October, and all public comments are welcome.

8C. Defining GWCS D Roads / policy (Carlson letter)

Bernard Carlson read the PURPOSE and SUMMARY AND CONCLUSION sections of his previously submitted document GWCS D Formation History & Public Roads Defined for board members review. A meeting he requested for July 19 with the board members who will be reviewing the document was not held. His letter has been reviewed by County Supervisor Sweeney and county council. He believes the original road documents should be reviewed to determine their intent and policies may have to be changed to clarify this. Diane Kaign asked about the work done on Mistletoe Court per the last contract. Carlson wants the board to contact Rae Gamble and Mike Willis about repaying the cost of the work. Sanford stated that the work was needed to make a turnaround for a fire truck and that Calfire requested it. White asked for the documentation on this, and Sanford said that it is with the attorney. A motion to consult council and contact SDRMA about Mistletoe was approved 3-0.

Walt Dalbeck requested a copy of the minutes of the special meeting held on March 17, 2003, within 24 days of his formal request.

Diane Kaign asked about the status of Mica and the Fire Road. Jeff Malm said that it is an easement road designated as an emergency exit. There was some discussion about what standard it should meet to be considered fire-safe.

8D. Authorize Help with Direct Charge (due August 10)

Kimura will meet with a county representative regarding the direct charge process.

8E. Approval of Annual Spending Cap

An error was made in the calculation for the original Resolution 2008-01. The resolution will be amended to show the new figure of \$282,185. The amendment was approved by a 3-0 vote.

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8F. Discussion of removal of fire exit sign on Mica

A letter from Ken Hasse was received requesting the removal of the fire exit signs at Mica and Crystal. White stated that Eric Peterson (Calfire) approved the wording on the signs. Hasse will get an opinion from Peterson and White said that the district will follow Calfire's recommendation. This will be reviewed at the August meeting.

8G. Rich Englefield's letter

White responded to Englefield's written questions [refer to letter submitted by Englefield in March 2008] point by point.

Question 1 & 2- The difference between repair and improvements was not noted on the contract. Englefield wanted a copy of the contract. The attorney has recommended not distributing it. An offer to make monthly payments of \$6000 to Delta was approved at the December monthly meeting. The interest rate was negotiable. No payments were made against this offer.

- The Malms are currently working with GWCS and the county regarding their lot split. They are not expecting any money from GWCS but do not want Delta to be paid for substandard work.
- These answers are unknown, pending the lawsuit.

At this time, Walt Miller stated that he feels that the board has not been open and forthcoming with the public. He wants more information about the status and scope of the lawsuit so that the public is better informed when an offer is made. There is factual information that can be shared. The board doesn't want to go against the attorney's advice not to discuss the issues. A resident suggested asking the attorney for a status letter including whatever facts can be properly disclosed. Dalbeck read the state codes that say public records pertaining to pending litigation do not need to be disclosed.

- Pertinent information has been discussed at Board meetings.
- A copy of the SDRMA policy is available. They will not cover the expenses of the lawsuit.
- Contact information for board members was given to Englefield.
- All roads are within the sphere of influence of the district, but all are not under district control.
- Scope of the contract can't be discussed at this time due to pending litigation.
- The grant was based on storm damage and fire safety.
- A grant was not requested; the request was for reimbursement.
- FEMA denied the original request. It was resubmitted to include all work in March 2006.
- There is no copy of FEMA's scope of work.
- This document cannot be supplied due to pending litigation.
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8H. Accept letters of interest

Jeff Malm submitted a letter of interest in May. White read Malm's resume that was submitted in June. The current vacancies on the board will be posted and letter should be submitted by August 15.

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9. Community Comments

There were no community comments.

The meeting was adjourned at 9:10.

2008 Regular Meeting Schedule

August 21
September 18
October 30
November 13
December 11