

**Minutes of the Regular Meeting of TCSD Board of Directors
Held at 305 Bell Lane, Mill Valley
October 13, 2010
7:00pm**

1. **CALL TO ORDER.** The Session of the Tamalpais Community Services District Board of Directors was called to order by President Bartschat at 6:23 p.m. on Wednesday, October 13, 2010.

2. **ROLL CALL.**

Board Members Present: The following members were present:

President Steffen Bartschat
Vice President Jim Jacobs
Linda Johnson
Gretchen Stagg
Jeff Brown

Not Present: None

As five of five of the Board members were present at Roll Call, a quorum was constituted.

Staff Present: General Manager Jon Elam, Finance Director Jerry Taylor, Carol Buchholz, Director of Park & Recreation, Bob Bunce, and Recording Secretary Claudia Laughter.

Others Present: Vice President of MyMapbook Bernard Catalinotto, TCSD Legal Counsel John Bakker, Jim Kasper, Gisa Ju from RMC, Tam Resident Mike Pile

3. **APPROVE AGENDA WITH CHANGES.**

MOTION TO APPROVE THE AGENDA WITH THE FOLLOWING CHANGES:

-Addition of Jeff Brown's name to agenda
-Reworked Staff Report on SMCSO/TCSD contract from Jon Elam
-Additional materials for review by RMC

M/S/C L. Johnson/J. Brown Ayes: 5 NAYS: 0

6:15PM – BOARD WORK SESSION - REVIEW SMCSD/TCSO LONG-TERM AGREEMENT DISCUSSION

A copy of the original agreement between SMCSD and TCSO was reviewed with much of the agreement containing contractual information that the attorneys will need to sort through. GM Elam outlined key points in his staff report to review with the Board. L. Johnson inquired as to the start date of the new contract. GM Elam reported that it would be beginning in 2010 rather than waiting until 2014 when the original is set to expire and to offset the fiscal impact for the following year. Counsel Bakker reported that SMCSD has agreed to a 10-year finance plan and that if they want to spend more capital (higher than 5%), they will need to seek TCSO's Board's approval. GM Elam also suggested that a calendar can be set for scheduled fiscal reviews. President Bartschat proposed that a small percentage be set for approved changes.

GM Elam also reported that joint meetings could be set at specific intervals. President Bartschat requested that the current financial plan be presented at quarterly meetings with the existing subcommittee participants. Counsel Bakker stated that TCSO has a one year notice of cancellation should they decide to reject any proposed changes to the agreement. Jim Jacobs suggested changing the timeline to more than one year for cancellation. Counsel Bakker will take the Board's suggestions and continue the negotiations with counsel from SMCSD.

BEGINNING OF 7:00PM BOARD SESSION

1. **PUBLIC EXPRESSION.** President Bartschat invited public expression on non-agenda items, in response to which there was the following:

Bernard Catalinotto, Vice President of MyMapbook reported to the Board that the books are currently at the printer and should be mailed out to residents on Monday 10/18.

2. **COMMISSION REPORTS.**

Revitalization & Safety Commission –September 19th – No representative was present to give an update

Park & Recreation – No meeting was held in September

GENERAL BUSINESS. It should be noted that GM Elam (and Staff) provided this work session's reports, financials, and other written materials.

- A. **LANDSCAPING IMPROVEMENT ON TCSO LANDS AT 817 RIDGE VIEW DRIVE –**

Tam Valley Resident Mike Pile was introduced to the Board. GM Elam briefed the Board that Mr. Pile is the resident 817 Ridge View Drive and has, without

realizing, performed landscaping improvements on property that is actually TCSD's. He is therefore seeking formal permission to authorize these improvements provided that he presents an insurance certificate to the Board. President Bartschat requested GM Elam develop a 10-year lease agreement to be presented back to the Board at a future date.

- B. LATEX PAINT COLLECTION EVENT – GM Elam reported that TCSD receives calls regularly regarding the disposal instructions for latex paint. He proposes TCSD holding a latex paint collection day and has received a quote for this event that would cost approximately \$9,300. This cost could also be offset by charging a minimal fee for each drop off. President Bartschat also suggested a reservation system for drop-off for a higher drop-off fee and that a survey should be published in the next newsletter to gauge residential interest.

- C. CALL FOR NOMINATIONS FOR LAFCO ALTERNATE SPECIAL DISTRICT MEMBER – GM Elam asked the Board to recommend an alternate special district member to attend the LAFCO meetings. Jim Jacobs recommended Jeff Brown who declined. No other nominations were made.

- D. DISCUSSION ON STATUS OF EPA REPORT – GM Elam introduced Gisa Ju from RMC Engineering who then presented a report on the Phase III EPA work. The summary of the report was that the pump stations are required to be adequately equipped to function during a peak wet weather event, that I&I reduction needs to continue to be a focus (5% reduction within the next few years) and suggestion of smoke testing as an investigation technique, and to test the pumps to see what the true capacity is. President Bartschat inquired as to the probability of a design even occurring. Ms. Ju reported that usually every five years. GM Elam thanked her for her time and report.

STAFF REPORTS

- Carol Buchholz– Park & Recreation – Ms. Buchholz reported that upcoming events included a Disaster Preparedness Program on 10/23, a Rainwater Catchment Workshop on 10/24. The Speaker Series continues on 10/20 with a stargazing event, and the Haunted House will be 10/29 & 10/30. The postcard is in production for the Arts & Crafts Fair happening 11/19 & 11/20. The Winter program will include snow. Jeff Brown suggested identifying that the snow admission is part of the Breakfast with Santa. President Bartschat suggested moving the location to the back parking lot so that there is also limited confusion. Ms. Buchholz said she would take these issues to the snow provider and will report back to the Board. She also reported that the tennis courts at

Eastwood Park are being resurfaced, the demo light fixture for the Community Center had arrived as is being assembled, dog ordinances are being reviewed by legal counsel and that an application for the commission had been received and would be presented at the next Commission meeting.

- Bob Bunce – Sanitation – Mr. Bunce reported that the pump house located on Flamingo was scheduled to be serviced by TVR the next day to replace seals that were failing. He also reported that there was another quarter without any spills. The lateral inspections and cleanouts continue with approximately 45 still awaiting inspection.
- Jerry Taylor – Finance – Mr. Taylor reported that the draft version of the auditor report was due on 10/14 and that TCSD has filed its annual report with the State Controller's office. TCSD has received the advanced \$625,000 from the County of Marin. He also reported that there is an EDU increase from Muir Woods from \$9,000 to \$24,000 annually. Linda Johnson asked about the increased costs for tree and landscaping. Mr. Taylor reported that it was for the Hawk Hill and Midvale work.
- Jon Elam – Refuse – GM Elam reported that for September diversion was slightly increased from last year (approximately 12 tons); green waste is up; and recycling is down. Regarding noise discussions – a noise standards memo was sent to TCSD's counsel to review and TCSD is looking into the latest in sound mitigation equipment. GM Elam also reported that Ordinance No. 78 will be redrafted to clarify the noise section. Jim Jacobs asked if there would be any repercussions to changing the ordinance regarding Mr. McCoy's complaints. President Bartschat asked if there have been any changes made to accommodate the resident. The Board replied that there wasn't. Mr. Taylor reported that numerous calls regarding property taxes and a change in rates due to individual conditions. President Bartschat requested sending a letter but would like counsel to review before distribution.

BOARD REPORTS

- A. Linda Johnson – Ms. Johnson reported that the next Gateway meeting will be 10/18 from 4:00pm-6:00pm; November's will be a 7:00-9:00pm with Gerald Huffman & Mark Leno for a quarterly meeting.

OTHER ISSUES

- None

CONSENT CALENDAR –MOTION TO APPROVE MINUTES

M/S/C L. Johnson/G. Stagg AYES: 5 NAYS: 0


NEXT MEETING AGENDA ITEMS

- Amendments to Ord. 78 garbage noise ordinance
- Modifications in personnel manual
- Leave Oct work session on agenda – might be cancelled
- November meeting – keep on 10th

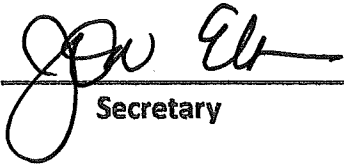
MOTION TO ADJOURN:

M/S/C G. Stagg/L. Johnson AYES: 5 NAYS: 0

ADJOURNED: 9:15p.m.



President



Secretary

Next Regular Board Meeting:

Meeting: TCSD Regular Work Session Meeting
Date: October 27, 2010
Time: 8:45 a.m.
Location: TCSD Main Offices
305 Bell Lane, Mill Valley

