

**Minutes of the Regular Meeting of the Board of Directors
Tamalpais Community Services District
Tamalpais Valley Community Center
203 Marin Avenue
June 10, 2009**

The regular meeting of the Board of Directors of and for the Tamalpais Community Services District ("District") was called to order by President Bartschat at 7:03 PM on Wednesday June 10, 2009.

1. ROLL CALL

PRESENT: President Steffen Bartschat, Board Members Linda Johnson ("L. Johnson"), Richard Johnson ("R. Johnson"), Jim Jacobs and Gretchen Stagg. As all five (5) of the five (5) Members were present, a quorum was constituted.

STAFF

PRESENT: Jon Elam, General Manager ("GM"), Jerry Taylor, Finance Manager, Bob Bunce, Public Works Supervisor and recording Secretary Jack Schwartz; Carol Buchholz, Parks and Recreation, Director was absent.

ALSO

PRESENT: None.

2. APPROVE AGENDA.

MOTION: MOVE TO APPROVE AGENDA AS SUBMITTED

M/S/C L. JOHNSON/STAGG Vote – 5 Ayes

3. PUBLIC EXPRESSION. L. Johnson inquired about the desalinization letter, in response to which President Bartschat reported that the letter had been sent. Otherwise, there was *NO* response to the Board's request for Public Expression.

4. COMMISSION REPORTS

A. Revitalization and Safety Commission Meeting of May 19, 2009. Commissioner Sues Hayes reported on behalf of the R&S Commission, as follows: (a) the R&S Commission (plus GM Elam and District Secretary Marion Reynolds) cleaned-up at the junction at the end of May (parenthetically, the home across from 7-11 is now being cleaned-up [and, accordingly to Member Stagg is being repossessed]); (b) the "Be Friendly" campaign brochure is completed and is being passed out at the Farmers Market; (c) the DeLano Market Post Office substation continues to be constructed and might be ready as soon as July; (d) "Good Neighbor" Awards went to the Healys during the Speaker Series Astronomy Program.

The Board thanked Commissioner Hayes for her presentation and for her constant dedication to the community.

- B. Parks and Recreation (P&R) Advisory Commission Report of May 26, 2009.**
Commission Chairperson Hayes also reported on the May 26, 2009 P&R Advisory Commission meeting, as follows: (a) the Farmers Market is going very well; (b) Creekside Fridays will start on June 19, 2009; (c) the Public Meeting of June 3, 2009 included: (i) the Marinview Demonstration Park proposal, at which the presentation was great and only two supporters attended; and (ii) the Kay Park Amendment to the Master Plan proposal was greeted by some 15 local Tam Valley residents, who each came [along with a Petition signed by 25 Kay Park local residents] to largely support Park improvements, but otherwise to unilaterally oppose the “notion” of a permanent bathroom facility; (d) other Kay Park issues: vandalism on the gates and irrigation, the possible alteration of the reservation system to shorten parties and assist the Kay Park neighborhood with its parking problems.

(Member Stagg noted that a car was being regularly washed at the Cabin; Ms. Hayes inquired about the status of the Community Center exterior lighting).

Following this report, the Board again thanked Ms. Hayes for all of her great work on behalf of the Tam Valley community, including the Public Hearing meeting!

5. GENERAL BUSINESS.

- A. Marin County Civil Grand Jury Report: Southern Marin Sewers: Cracks in the System.** GM Elam suggested that the Board “open the Public Hearing” – President Bartschat “opened the Public Hearing,” in response to which there was NO comment; thereafter, Mr. Bartschat “closed the Public Hearing.”

The Board then confirmed the following “findings”: Agree with: 1 through 6 and 9

Disagree with: 7, 8, 10 and 11

MOTION **MOVE TO DIRECT DISTRICT STAFF TO FORWARD THE DISTRICT GRAND JURY RESPONSE DOCUMENT TO THE MARIN COUNTY GRAND JURY, TO ALL ELEVANT DISTRICTS AND TO SUPERVISOR CHARLES McGLASHAN.**

M/S/C **BARTSHCAT/JACOBS** **Vote – 5 Ayes**

- B. Modification of the July Board Meeting date:**

MOTION **MOVE TO CHANGE THE JULY DISTRICT BOARD MEETING FROM JULY 8 TO JULY 15, 2009 (AT OTHERWISE THE SAME TIME AND PLACE) (and the meeting of June 24, 2009 is cancelled)**

M/S/C **BARTSCHAT/L. JOHNSON** **Vote – 5 Ayes**

- C. Amended Agreement with Roto-Rooter for sewer system support services.** GM Elam reported on the historical and recent need for sewer maintenance and emergency service. The Board welcomed the recommendations of Staff, but want assurances that competitive maintenance and emergency service providers would be possible.

MOTION **MOVE TO AUTHORIZE AND ACCEPT AN AGREEMENT (DRAFTED BY SASM STAFF) WITH ROTO-ROOTER ON A NON-EXCLUSIVE BASIS, FOR SEWER MAINTENANCE AND EMERGENCY SERVICES ON THE TCSD'S SEWER COLLECTION SYSTEM.**

M/S/C **BARTSCHAT/STAGG** **Vote – 5 Ayes**

- D. Bell Lane Pump Station Improvements.** GM Elam referred to the written report and reminded the Board that the District must continue to “think about” upgrading the pump stations. The Board thanked GM Elam for his conscientious professional concerns, but no action was taken.
- E. Marin Lateral Program.** GM Elam referred the Board to the written materials contained in the Agenda packet, after which he explained the issues involved and stated that there was **NO ACTION** required of the Board.
- F. Discussion Item – restricting food vendors from providing food in non-recyclable containers.** GM Elam referred the Board to the written materials included with the Agenda packet and stated on other jurisdictional restrictions on food vendors using non-recycling food containers. President Bartschat recommended referring this back to Staff and to “get rid of the nastiest stuff... and to develop an Ordinance

MOTION **MOVE TO REFER RESTRICTING FOOD TO STAFF TO DEVELOP AN ORDINANCE AND TO RETURN THIS ISSUE TO THE BOARD.**

M/S/C **BARTSCHAT/STAGG** **Vote – 5 Ayes**

- G. CH2M HILL Study dated May 29, 2009.** GM Elam referred the Board to the written materials included with the Agenda packet and reported that he had insisted on a “final report” from this consultant. This “final report” greatly over-estimated the costs of moving to SASM (based on the currently flow rates and other variables, Mr. Elam estimated that staying with SMCS D would be two and a half times more expensive than moving to SASM). In addition, if the District were to move to SASM, it would almost certainly not have to construct an underground holding tank. Following discussion, the Board agreed that this “final report” was very disappointing and asked that Staff secure the underlying spreadsheets so that the Board itself might modify this report.

- H. Replacement Windows in the TCSO Office.** GM Elam referred the Board to the written materials included with the Agenda packet and reported that among the four bids secured, the “Save Energy Company” bid was the lowest and best bid (this bid did not include skylights).

MOTION **MOVE TO AUTHORIZE THE GENERAL MANAGER TO ENTER INTO AN AGREEMENT TO REPLACE 17 WINDOWS AT THE TCSO OFFICE AND SHOP BUILDINGS AT A COST NOT TO EXCEED \$8,370 WITH SAVE ENERGY COMPANY.**

M/S/C **BARTSCHAT/STAGG** **Vote – 5 Ayes**

- I. Approve Letter of Intent for Pacific Biogas.** President Bartschat referred the Board to the written materials included with the Agenda packet and reported that he had drafted a non-binding letter of intent with Pacific Biogas, a draft that Member L. Johnson feared would expose the District to future contractual responsibilities. Following discussion, the Board agreed as follows:

MOTION **MOVE TO APPROVE THE LETTER OF INTENT FOR PACIFIC BIOGAS.**

M/S/C **BARTSCHAT/STAGG** **Vote – 4 Ayes**
(Member Johnson voted against this motion).

6. STAFF REPORTS.

- A. Carol Buchholz – Parks and Recreation.** In the absence of Director Buchholz, Member Stagg gave this report, as follows: (a) the Farmers Market was going great (President Bartschat stated that if Ms. Begley the operator wasn’t happy with the attendance, then perhaps the District should go “in-house” and produce the Market itself); (b) Creekside Fridays start 6/19; (c) Monday Movie Night starts on 6/22; (d) the Ice Cream Social was “amazing.”

The Board thanked Member Stagg for her report (and for extraordinary volunteerism)

- B. Bob Bunce – Sanitation.** The Board expressed its approval of the new blue truck. Mr. Bunce reported that due to illness, there had been refuse personnel changes. Mr. Bunce also reported that the District’s lateral program was continuing and that the District’s manhole project was continuing with “Smart Covers” being a possibility for early detection of overflow. Mr. Bunce noted that these “Smart Covers” seemed promising and the Board asked him to continue his research (including [added Member L. Johnson] any warranties and the pricing). Lastly, Mr. Bunce reported that “Pops” was a good worker and that he had most recently cleared the Rhubarb Park trail. The Board thanked Mr. Bunce for his fine efforts.

C. Jerry Taylor – Finance Report. Jerry Taylor reminded the Board of its Budget Work Session on June 17, at which time the District’s finances would be thoroughly discussed and analyzed. As a consequence, Mr. Taylor simply asked that the Disbursements be approved on the Consent Calendar.

D. Jon Elam – General Manager Report. Mr. Elam reported on the following several issues/items: (a) Kay Park vandalism (gates and sprinkler heads) – while now repaired, this continues to be a problem; (b) refuse continues to be lower than historically (212,000 pounds less); (c) draft refuse can signage has been produced (the Board suggested adding the District website address and Board goals and to enlarge the District logo); (d) Mr. Elam showed a SF Chronicle article regarding “highest composting in the Country,” after which the Board asked Mr. Elam to further investigate this issue and the District’s possible involvement.

7. BOARD REPORTS AND COMMENTS.

A. SASM Update for May 21, 2009. Member Jacobs referred the Board to the written materials included with the Agenda packet which highlights the District’s interest in diverting its flow and the prior written materials with SASM.

B. SMCS D Update for June 1, 2009. Member Jacobs stated that the SMCS D workers were asking for a raise.

8. COUNTY AREAS OF CONCERN.

President Bartschat reported on the recent bicycle accident on Shoreline an accident that has prompted him and Kathy McLeod to draft a letter seeking a traffic light. Member L. Johnson reported on the upcoming Gateway meeting on June 22.

9. CONSENT CALENDAR.

**MOTION MOVE TO ACCEPT AND APPROVE THE CONSENT
 CALENDAR AS SUBMITTED.**

M/S/C JACOBS/BARTSCHAT Vote – 5 Ayes


10. MEETING REVIEW.

The Board thanked Staff for the delicious strawberries. The Board also asked that the issue of hiring a Parks and Recreation Assistant be placed on the July Agenda.

11. ADJOURNMENT.

MOTION MOVE TO ADJOURN

M/S/C BARTSCHAT/STAGG Vote 5 Ayes



President



Secretary

(The June Board Meeting peacefully adjourned at 9:23)

NEXT MEETING:

Date: July 15, 2009
Time: 7:00 PM
Place: Community Center