

**MINUTES OF REGULAR MEETING OF  
THE NORTH TAHOE PUBLIC UTILITY DISTRICT  
BOARD OF DIRECTORS  
North Tahoe Event Center  
8318 North Lake Boulevard, Kings Beach, CA 96143  
November 10, 2009**

**CALL TO ORDER**

The Regular Meeting of the North Tahoe Public Utility District Board of Directors was held on Tuesday November 10, 2009, at the North Tahoe Event Center in Kings Beach, CA. President Lewis called the meeting to order at 9:00 A.M. Present were Directors Bergmann, Daniels, Ferrell, and President Lewis. Director Mooney was absent. A quorum was established.

**A. CLOSED SESSION AGENDA**

The following was discussed in Closed Session:

**1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

**Discussion pursuant to subdivision (b) of Section 54956.9: Name of case: North Tahoe Public Utility District vs. The Garwood Building**

**2. CONFERENCE WITH LEGAL COUNSEL – REAL PROPERTY NEGOTIATIONS. Discussion pursuant to Section 54956.8: Assessor's Parcel Numbers 090-122-030, -031, -033, -034 and 090-121-010, -011, -026 and -027**

**B. ROLL CALL/PLEDGE OF ALLEGIANCE**

President Lewis convened Open Session at 10:10 AM. No action was reported from Closed Session.

ROLL CALL: Present were Directors Bergmann, Daniels, Ferrell, and President Lewis. Director Mooney was absent. A quorum was established.

Staff present were General Manager/CEO/Clerk of the Board Aaron, Parks and Facilities Manager Long, Utility Operations Manager Hopkins, Chief Financial Officer Marple, Engineer Taylor, Accountant Rosenthal, Executive Assistant Lefrancois and Board & Records Secretary Potts. Also present were Legal Counsel Eskind and Recording Secretary Friedman.

**C. REVIEW AGENDA**

The agenda was approved by affirmation. The Board reserves the right to take items out of order.

**D. TIMED ITEMS**

**1. 10:05 a.m. PUBLIC COMMENT**

There were no comments on items not on the agenda.

**2. 10:15 a.m. Demonstration of Active-Net Software**

Executive Assistant Lefrancois explained the benefits of the Active-Net software being implemented. She demonstrated the efficiencies it will provide for taking reservations and coordination of information and policies at the Event Center and the Regional Park.

**E. CONSENT CALENDAR**

Item E10 was removed for a separate vote. Items E3, E4, E6, and E7 were discussed for clarification.

**ACTION: Motion was made by Director Daniels, seconded by Director Ferrell, and carried by Roll Call Vote approving the Consent Calendar with the removal of Item E10. Director Bergmann abstained from voting on conflicts of interest noted on the Accounts Paid and Payable.**

**Item E10** – Counsel Eskind noted some language contained within Ordinance #378 which needed clarification. Executive Assistant Lefrancois and Parks and Facilities Manager Long reviewed the recommended changes.

**ACTION: Motion was made by Director Bergman, seconded by Director Ferrell, and carried unanimously by Roll Call Vote approving Item E10, subject to final review by Counsel.**

- 1. Accounts Paid in the amount of \$194,937.93 and Payable in the amount of \$453,659.30 for the period from October 13, 2009 to November 9, 2009**
- 2. Minutes of the October 13, 2009 Regular Board Meeting**
- 3. Authorize General Manager to Extend Existing Month-to-Month Agreement with State of California for Operation and Maintenance of the Kings Beach State Recreation Area through December 31, 2010 and Increase Budget Appropriation for FY 2009-2010**
- 4. Authorize General Manager to Enter into an Agreement Extension with North Tahoe Water Sports, Inc. through October 31, 2010**
- 5. Adopt District Regulations Governing the Use and Access to Utility Easements**
- 6. Adopt Memorandum of Understanding with Placer County for Fox Clean Water Project**
- 7. Budget Adjustment for Engineering: Wages to Contractual Services (Engineer, Construction Inspector) and Authorize General Manager to Enter into a Six Month Professional Services Agreement**
- 8. Resolution 2009-24 Accepting Sunset Pines Facilities related to Assessor's Parcel Nos. 090-212-039, -041 & 090-213-023, -024, -025 and Authorize General Manager to Execute Quit Claim for Easements**
- 9. Authorize Task Order #2 for Professional Services Agreement with TBWB Strategies for Park and Recreation Public Opinion Survey**
- 10. Adopt Ordinance 378 Amending Charges and Policies Related to the North Tahoe Event Center**

## **F. MANAGEMENT TEAM INFORMATIONAL UPDATES**

### **1. Chief Financial Officer**

#### **a. Review and Discuss Monthly Financial Statement through September 2009**

Specifics of the Financial Statements were discussed.

#### **b. Treasurer's Report**

CFO Marple was asked to investigate the options available for investments.

### **2. Parks and Facilities Manager**

#### **a. Draft Minutes of October 28th Recreation and Parks Commission Meeting**

There were no questions or comments.

### **3. District Engineer**

It was noted that this was Engineer Taylor's last meeting as a District employee. The Board thanked her for her service.

### **4. Utility Operations Manager**

There were no questions or comments on the Utility Operations Report.

## **G. GENERAL MANAGER/CEO COMMENTS**

### **1. Engineering and Utility Operations Department Reorganization**

General Manager Aaron added his thanks to Engineer Taylor for her diligence and hard work while serving the customers of the District. He reviewed his written report.

## **H. BOARD OF DIRECTOR'S COMMENTS**

There were no additional comments.

## **ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned at 12:13 P.M. The next scheduled meeting of the North Tahoe Public Utility District Board of Directors is Tuesday, December 8, 2009 at 9:00 A.M.

Respectfully submitted,  
Judy Friedman, Recording Secretary  
THE PAPER TRAIL SECRETARIAL & BUSINESS SOLUTIONS