

**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
January 19, 2010**

CALL TO ORDER

The Regular Meeting of the North Tahoe Public Utility District Board of Directors was held on Tuesday January 19, 2010 at the North Tahoe Event Center in Kings Beach, California. President Lewis called the meeting to order at 8:30 A.M. Present were Directors Mooney, Bergmann, Daniels, Ferrell, and President Lewis. 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.

The Meeting of the North Tahoe Building Corporation scheduled upon adjournment of the Regular Meeting of the North Tahoe Public Utility District Board of Directors was taken out of order.

**ADJOURN AS THE NORTH TAHOE PUBLIC UTILITY DISTRICT AND
CONVENE AS THE NORTH TAHOE BUILDING CORPORATION**

A. CALL TO ORDER – ESTABLISH QUORUM

The Annual Meeting of the North Tahoe Building Corporation was called to order at 9:02 A.M. by President Lewis. Present were Directors Mooney, Bergmann, Daniels, Ferrell, and President Lewis. A quorum was established.

B. PUBLIC FORUM

There were no comments on items not on the agenda.

C. AGENDA ADDITIONS, DELETIONS AND APPROVAL

There were no changes to the agenda, which was approved by affirmation.

D. APPROVE MINUTES OF THE JANUARY 20, 2009 MEETING OF THE NORTH TAHOE BUILDING CORPORATION

ACTION: Motion was made by Director Daniels, seconded by Director Bergmann, and carried unanimously, to approve the minutes of the January 20, 2009 meeting as presented.

E. ELECTION OF OFFICERS FOR 2010

ACTION: Motion was made by Director Mooney, seconded by Director Daniels, and carried unanimously, to retain the current officers: Director Lewis as President, Director Bergmann as Vice-President, and Director Mooney as Secretary.

F. ADOPT RESOLUTION 2010-01 ESTABLISHING AN INVESTMENT POLICY FOR 2010

ACTION: Motion was made by Director Mooney, seconded by Director Daniels, and carried unanimously by Roll Call Vote, to adopt Resolution 2010-01.

G. ADJOURNMENT

There being no further business to come before the Board, the meeting of the North Tahoe Building Corporation was adjourned at 9:07 A.M.

**ADJOURN AS THE NORTH TAHOE BUILDING CORPORATION AND
CONVENE AS THE NORTH TAHOE PUBLIC UTILITY DISTRICT**

B. ROLL CALL/PLEDGE OF ALLEGIANCE

President Lewis convened Open Session at 9:08 A.M. No action was reported from Closed Session.

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

Staff present was General Manager/CEO/Clerk of the Board Aaron, Parks and Facilities Manager Long, Utility Operations Manager Hopkins, Engineering Administrative Assistant Gibbons, Sr. Financial Analyst Rosenthal, Executive Assistant Lefrancois, and Board & Records Secretary Potts. Also present were Legal Counsel Eskind and Recording Secretary Friedman.

General Manager Aaron introduced Jared Butterworth who recently was hired in the Engineering Department.

C. REVIEW AGENDA

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

D. TIMED ITEMS:

1. 9:05 A.M.

There were no comments on items not on the agenda.

2. 9:45 A.M. REPORT: Public Financing Options – Presentation by Craig Hill of Northcross Hill and Ach.

E. CONSENT CALENDAR

Item E7 was removed for discussion. Director Mooney noted a conflict of interest and left the room for this discussion.

ACTION: Motion was made by Director Bergmann, seconded by Director Daniels, and carried by Roll Call Vote approving the Consent Calendar. Director Mooney abstained from voting on items E6 and E7. Directors Mooney and Bergmann abstained from voting on conflicts of interest noted on the Accounts Paid and Payable.

- 1. Accounts Payable in the amount of \$71,600.87 and paid in the amount of \$1,139,444.95 for the period from December 8, 2009 to January 18, 2010**
- 2. Minutes of the December 8, 2009 Regular Board Meeting**
- 3. Adopt Resolution 2010-01 Establishing an Investment Policy for 2010**
- 4. Award Bid for the Dollar Generator Installation and Building Retrofit Project (1021) and Authorize General Manager to Execute Contract with Lowest Responsive and Responsible Bidder**
- 5. Authorize Task Order 002 with Kleinfelder West, Inc. for Carnelian Force Main Valve Project (0924)**
- 6. Authorize Extension of Contract with North Tahoe Winter Adventures for Concession at the North Tahoe Regional Park**
- 7. Authorize Task Order 002 with Tieslau Civil Engineering for Carnelian Bay West Water Main Replacement Project (0938)**

8. Authorize Amendment to Agreement with California Tahoe Conservancy for Beach Maintenance

F. MANAGEMENT TEAM INFORMATIONAL UPDATES

1. Chief Financial Officer

a. Review and Discuss Monthly Financial Statement through November 2009

The anticipated revenue and expenditures for Fund 31, the Water Operating Fund, were discussed. There was consensus that the Planning and Development Committee and Finance Committee continue to review potential revenues.

b. Treasurer Report

Director Mooney asked that Water, Sewer, and Recreation Reserve Funds be broken out on the Treasurer's Report.

2. Parks and Facilities Manager

a. Draft Minutes of December 9th Recreation and Parks Commission Meeting

Details of the report were clarified by Park and Facilities Manager Long.

3. District Engineer

The written report was reviewed. General Manager Aaron updated the Board on the interview procedures for the Chief Engineer position currently being solicited.

4. Utility Operations Manager

Specific items in the written report were clarified by Utility Operations Manager Hopkins.

G. NEW BUSINESS

1. Report by Craig Hill of Northcross Hill & Ach: Public Financing Options

Craig Hill presented the options available for financing projects, including what projects can be financed, what the funds can be used for, the financing structures available, and the steps and timeline for each. Discussion followed. **ACTION: Mr. Hill will continue to work with staff to review financing options and make a recommendation to the Board.**

2. Claim for Replacement of Water Filters at 1020 Lake Vista Road, Kings Beach

ACTION: Motion was made by Director Mooney, seconded by Director Daniels, and carried unanimously, to reject the claim for replacement of water filters at 1020 Lake Vista Road in Kings Beach.

H. CORRESPONDENCE

The Board reviewed all correspondence.

I. GENERAL MANAGER/CEO COMMENTS

1. Department of Parks and Recreation Correspondence Regarding Kings Beach State Recreation Area

2. Side Letter Agreement with Stationary Engineers Local 39

There were no questions or comments.

J. BOARD OF DIRECTOR'S COMMENTS

Director Mooney asked for clarification on the clothing allowance. No other Board comments were made.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 11:46 A.M. The next scheduled meeting of the North Tahoe Public Utility District Board of Directors is Tuesday, February 9, 2010 at 9:00 A.M.

Respectfully submitted,

Judy Friedman, Recording Secretary

THE PAPER TRAIL SECRETARIAL & BUSINESS SOLUTIONS