

**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**

**Tuesday, December 7, 2010  
8:30 A.M. Closed Session  
9:00 A.M. Open Session**

**CALL TO ORDER**

The Regular Meeting of the North Tahoe Public Utility District Board of Directors was held on Tuesday, December 7, 2010 at the North Tahoe Event Center in Kings Beach, California. President Lewis called Closed Session to order at 8:30 A.M. Present were Directors Mooney, Bergmann, Daniels, and President Lewis. Director Ferrell was not in attendance. A quorum was established.

**CLOSED SESSION AGENDA**

Pursuant to the cited authority (all references are to the Government Code, 54956.8, 54956.9, 54956.9 (b) (1), 54957.6, and 54957, the Board of Directors held a closed session to discuss the following listed items:

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Discussion pursuant to subdivision (a) of Section 54956.9. Name of case: North Tahoe Public Utility District vs. The Garwood Building. Director Mooney recused himself from the discussion.
2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Discussion pursuant to subdivision (a) of Section 54956.9. Name of case: 8679 Trout, LLC vs. North Tahoe Public Utility District, et al.
3. CONFERENCE WITH LABOR NEGOTIATORS – Labor Negotiator: Kelly Tuffo of Liebert Cassidy Whitmore. Discussion pursuant to Section 54957.6. Employee Organization: International Union of Operating Engineers Local 39.
4. PUBLIC EMPLOYMENT: Discussion pursuant to Section 54957. Title: General Manager/CEO

Upon adjourning to Open Session, the Board reported that no action was taken in Closed Session. Closed Session will reconvene upon the close of the regular meeting to discuss Item #3.

**ESTABLISH QUORUM/PLEDGE OF ALLEGIANCE**

President Lewis called the meeting to order at 9:10 a.m. Director Daniels led the Pledge of Allegiance. Present were Directors Mooney, Bergmann, Daniels, and Lewis. Director Ferrell was not in attendance. A quorum was established.

Staff present were General Manager/CEO/Clerk of the Board Aaron, Chief Financial Officer Marple, Parks and Facilities Manager Long, Planning and Engineering Manager Paul Schultz, Contracts and Planning Coordinator Gibbons, Sr. Financial Analyst Rosenthal, Utility Operations Manager Hopkins, Human Resources Specialist Keechler, Executive Assistant Lefrancois, and Board and Records Secretary Potts. Also present was Legal Counsel Eskind.

**REVIEW AGENDA:** No items were added to or deleted from the agenda.

**TIMED ITEMS:**

**9:05 A.M. – PUBLIC COMMENT.** No members of the public were present to address the Board on items not on the agenda.

**9:10 A.M. – EMPLOYEE RECOGNITION.** General Manager Aaron commended the following employees receiving awards for their service in 2010:

- Employee of the Year: Utility Operations Maintenance Worker II Jason Dicey
- Safety Award: Utility Operations Maintenance Worker 1/Locating Technician Michael Warren
- General Manager's Award: Executive Assistant Pam Lefrancois

**CONSENT CALENDAR:** Consent Calendar Item #3 was removed from the agenda and continued to the next regular meeting. Directors Mooney and Bergmann abstained from conflicts of interest noted in the Accounts Paid and Payable in the amount of \$457.72. A short discussion was held regarding Item #6.

1. Approve Accounts Paid in the amount of \$1,084,890.94 and Payable in the amount of \$488,164.84 for the period from November 9, 2010 to December 6, 2010.
2. Approve Minutes of the November 9, 2010 Regular Board Meeting and November 23, 2010 Special Board Meeting.
3. Authorize General Manager to Execute One Year Extension to Agreement with North Tahoe Water Sports at Kings Beach State Recreation Area.
4. Adopt Resolution 2010-31, A Resolution of the Board of Directors of the North Tahoe Public Utility District Commending Jon Curtis Aaron, General Manager and CEO for Dedication and Outstanding Service to the District.
5. Adopt Resolution 2010-32, A Resolution of the Board of Directors of the North Tahoe Public Utility District Appointing Paul A. Schultz as Acting General Manager/CEO/Treasurer and Clerk of the Board, and Establishing Signature Authorization on Administration Checking, Payroll, and General Accounts at the Bank of the West and the Local Agency Investment Fund.
6. Authorize General Manager to Execute a Professional Services Agreement with Harris and Associates for Engineering Services

**MOTION:** Upon motion by Director Daniels and second by Director Bergmann, the Board voted unanimously by roll call vote to approve the Consent Calendar with changes and abstentions noted above. All ayes (Director Ferrell absent).

**MANAGEMENT TEAM INFORMATIONAL UPDATES**

1. Management Services Department Report
  - a. Review and Discuss Monthly Financial Statement through October 2010
  - b. Treasurer's Report

Chief Financial Officer Marple presented his reports and responded to questions from the Board regarding income in the Fleet Department, and Kings Beach State Recreation Area.

## 2. Parks and Facilities Department Report

Park and Facilities Manager Long gave an update on the North Tahoe Regional Park playground installation, an extension given for the Courtesy Docks due to weather, and GBA Master Series implementation for the Parks Department and Event Center. President Lewis commended staff for the excellent trail grooming at the North Tahoe Regional Park.

## 3. Planning and Engineering Department Report

Contracts and Planning Coordinator Gibbons presented the departmental report . She informed the Board that no bids were received on the C1 Wet and Dry Well Modifications, and advised them that the Planning and Engineering Department is seeking quotes in order to move forward with the project due to risk liability issues.

## 4. Utility Operations Department Report

Utility Operations Manager Hopkins presented his report. Notable was that no leaks had been experienced on water mains within the District during the month of November.

## **NEW BUSINESS**

### **Recreation Commission Reorganization**

The Recreation and Parks Commission recommended at their Commission meeting in November that the Board authorize the suspension of the Recreation and Parks Commission until it is prudent to reinstate this advisory group. Further, the Commission recommended that the Recreation and Parks Committee reviews Park related matters, and appoints an ad hoc committee from the community as needed for issues related to the Parks Department. Additionally, they recommended that an open house be offered annually to discuss recreation and parks matters.

**MOTION: Upon motion by Director Mooney and second by Director Bergmann, the Board voted unanimously (Director Ferrell absent) to follow Staff's and the Recreation and Parks Commission's recommendation as stated above.**

### **Reception for General Manager Aaron**

The reception for General Manager Aaron to be held on Thursday, December 9<sup>th</sup> at the North Tahoe Event Center was announced. The public was invited.

## **INCOMING DIRECTORS OATH OF OFFICE**

On behalf of the Clerk of the Board, Board and Records Secretary Potts administered the Oath of Office to Directors Lewis and Daniels (North Tahoe PUD Seats 3 and 4).

## **BOARD ORGANIZATIONAL MATTERS**

1. Affirm Regular Board meeting dates, time and location for 2011
2. Selection of President, Vice-President and Secretary
3. Committee Assignments
  - a. Finance Committee
  - b. Development and Planning Committee
  - c. Recreation and Parks Committee
  - d. Tahoe Truckee Sanitation Agency Representation
  - e. Placer County Joint Powers Agreement

After discussion, the Board took action to affirm the Regular Meeting Dates for 2011 to remain the same as the second Tuesday of each month at 8:30 A.M.

Current officers for 2010 are to remain the same for 2011 as follows:

- President: Director Lewis
- Vice President: Director Bergmann
- Secretary: Director Mooney

Committee assignments are to remain the same for 2011 and are as follows:

- Finance Committee: Directors Mooney and Bergmann
- Development and Planning Committee: Director Ferrell and President Lewis
- Recreation and Parks Committee: Directors Daniels and Bergmann
- Tahoe Truckee Sanitation Agency Representation: President Lewis
- Placer County Joint Powers Agreement: President Lewis and General Manager

**MOTION: Upon motion by Director Mooney and Second by Director Bergmann, the Board voted unanimously (Director Ferrell absent) to affirm the current meeting times, District officers, and committee assignments as noted above.**

#### **CORRESPONDENCE PRESENTED TO BOARD**

The Notice to Water Purveyors Servicing Areas within the North Tahoe Fire Protection District was discussed.

#### **GENERAL MANAGER/CEO COMMENTS**

General Manager Aaron thanked the Board for the opportunity to work for the District, and stated that he felt that Acting General Manager Schultz and District staff will continue to make great progress with the direction of the Board. He stated that it has been a pleasure to work with the Board of Directors, Counsel Eskind and the entire management staff.

#### **BOARD OF DIRECTORS COMMENTS**

President Lewis thanked General Manager Aaron for his exemplary service and setting a standard that the District wishes to maintain. Director Daniels commended General Manager Aaron as a great leader with a great team, and stated that she had great confidence in the management team moving forward.

#### **CLOSED SESSION**

The Board adjourned to Closed Session at 11:00 a.m. for Closed Session Agenda Item #3, Conference with Labor Negotiator, Kelly Tuffo of Liebert Cassidy Whitmore. Upon reconvening to Open Session at 11:35 a.m., President Lewis reported no action taken in Closed Session.

#### **ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned at 11:35 A.M.

Marianne Potts  
Board and Records Secretary