

**REGULAR MEETING #559
CAPISTRANO BAY DISTRICT BOARD OF DIRECTORS
MINUTES
May 25, 2010**

**OPEN MEETING – 6:30 PM
Palisades United Methodist Church
27002 Camino de Estrella, Capistrano Beach, CA 92624**

A. CALL TO ORDER

Board President Bell called the meeting to order at 6:33 PM.

B. PLEDGE OF ALLEGIANCE

C. ROLL CALL

Directors Present: Bell, Bancroft, Schwartz & Levinson

Directors Absent: Laster

Staff Present: Manager Russell

Guests Present: Brian Sanchez of Securitas (Absent tonight)

D. PUBLIC COMMENTS

Dr. Ambrose Masto, property owner of 35141, expressed his opposition to the proposed “Hawaiian” theme for the landscape concept of the new community entry project. Additionally, Dr. Masto stated he did not want to see the project delayed as he was in complete agreement with the additional parking, the 3rd lane, and the major safety improvements of the project. He was simply concerned with the theme and suggested it be changed from “Hawaiian” to an “early California” theme. It was pointed out by the Board the Coastal Development Permit was approved by the City of Dana Point Planning Commission after a public hearing in December 2006. In the ensuing 3 years this has been discussed at length at monthly District Board Meetings where property owners were free to attend and make comments. Although the Board was sympathetic to Dr. Masto’s concerns, unfortunately the project is already in the construction phase and any change to the plans (including theme) at this point could permanently delay the project beyond the Coastal Commission’s approved extension.

E. APPROVAL OF MINUTES

1. Meeting #557 of March 30, 2010

The minutes were not prepared nor ready for approval. This item has been postponed to the June Board meeting.

F. SECURITY ACTIVITY REPORT

1. The monthly report for April 2010 was presented for review.

Securitas Branch Manager Brian Sanchez was not present at tonight’s meeting due to a family emergency. The Board noted another speeding vehicle of over 30 mph and suggested that in such instances it would be advisable to investigate whether the violator is displaying a resident decal and if so, find out if that person is actually a property owner. If they are not, then the decal must be removed.

G. FINANCIAL REPORT

1. *The claims and transmittals were presented for review.*
2. *Monthly expenses and year to date reports through April were presented for review.*
There was no discussion on this item.

3. *Collection of fees for services.*

Manager Russell reported that the summer trash collection on Fridays will begin on June 11.

H. ENTRY PROJECT PROGRESS REPORT

Project Consultant Dave Gutierrez reported that there will be an increase of \$12,000 for upgrading two of the three fire hydrants that have to be relocated as they are old and do not have the required automatic shut-off valves in the event one gets hit by a car. Next is a choice the Board must make regarding the Soils Engineer's recommendation of placing five inches of concrete beneath the pavers that are proposed for the entry driveway. If concrete is not used there is the possibility of some settlement of the pavers over time under the weight of trash trucks and other heavy vehicles. The Board agreed that this additional expense was appropriate and approved the extra cost for this concrete at \$12,000. Lastly, Mr. Gutierrez explained that there is a chance that the District can hire a professional Handicap Accessibility consultant who thinks the City was in error in requiring all the *truncated dome walkway paving*. If this consultant is correct the District could possibly reduce Accessibility requirements by as much as \$12,000. The Board agreed to pay a retainer of \$1100 to have this special consultant provide written documentation based on his professional interpretation of the Code. This would then be submitted to the City to support an effort to have these expensive requirements removed from the permitted plans.

I. COMMITTEE REPORTS

1. *LCP Committee*

There was no report or discussion.

2. *CBRA Activity Report including Quality of Life Committee*

CBRA co-president Nadine Levinson reported that the CBRA meeting turnout was excellent. Present as guests were officers from the Dana Point PD discussing the importance of locking vehicles and not leaving valuables in the vehicle in plain sight. Also present was a City emergency planning representative who discussed details regarding emergency evacuation in the event of nuclear events and tsunamis. Lastly, a property owner at the CBRA meeting expressed his feeling that the Securitas officers should not be required to wear neckties.

J. MANAGER'S REPORTS

1. *Review of Manager's Priority List*

President Bell directed the manager to include the *City Community Alert Siren System* information into the District website and to repeat a recommendation from last month, begin writing up a comprehensive Manager's job description.

2. *Fourth of July Community Safety Plan*

Manager Russell explained that last year's program was successful and it was agreed that the District would repeat the same procedures this year. Planned for this holiday will be: 3

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armed officers on the beach on ATV's, two patrol officers on the road (Securitas and the District Police Officer) in separate vehicles, 2 attendants in the guard shack, 1 additional officer for traffic control and the District Manager, all equipped with two-way radios for instant communication throughout the community. All necessary equipment has been scheduled, ordered and reserved.

K. OLD BUSINESS

There was no old business

L. NEW BUSINESS

There was no new business.

M. WRITTEN COMMUNICATIONS

There were no written communications

N. BOARD AND STAFF COMMENTS

There were no board or staff comments

O. ADJOURNMENT

The meeting was officially adjourned at 8:02 PM.

ATTEST:

State of California)
County of Orange)ss
Capistrano Bay District)

I, Donal S. Russell, Manager of the Capistrano Bay Community Services District hereby certify that this is an *APPROVED* copy of the Minutes of meeting #559 held on May 25th, 2010.

Donal S. Russell
DONAL S. RUSSELL, Manager

June 27, 2010
DATE