

ITEM 5a

**REGULAR MEETING #702
CAPISTRANO BAY DISTRICT BOARD OF DIRECTORS
MINUTES
REGULAR MEETING 6:30 PM
Tuesday, January 30, 2024
OPEN TO THE PUBLIC**

1. CALL TO ORDER

District Manager Russell called the regular meeting to order at 6:30 PM

2. PLEDGE OF ALLEGIANCE

District Manager Russell led attendees in the Pledge of Allegiance

3. ROLL CALL and ELECTION OF NEW BOARD OFFICERS

Directors Present:	McNulty, Wiersig, and Lurner
Staff:	Manager Russell, Karen Morris, Police Officer Williams
Absent:	Jenkins, Misher
Agents:	None
Contractors/Consultants:	Robert Stabenow, Allied Universal Security
Guest Speakers:	None

The Directors present agreed that with two Board members absent, it would be inappropriate to nominate and elect new Board officers. This item was postponed to the February Board meeting.

4. PUBLIC COMMENTS

There were no public comments

5. APPROVAL OF MINUTES

a. Meeting #701 of December 19th, 2023

Motion was made by Director Wiersig, seconded by Board President McNulty and approved by a vote of 3-0-2 (Directors Misher and Jenkins) to accept the minutes of meeting #701 of December 19th, 2023.

b. Special Meeting of January 10th, 2024

There were not enough Directors present so this item was postponed to the February Board meeting.

6. SECURITY/POLICE ACTIVITY

a. Monthly Security/Police Report January 2024

Director Lurner requested for Security to be more proactive in reporting noise violations after 10 PM in our short-term rentals – the first complaint should be reported to the City from now on, not the second or third as has been the practice in the past.

7. SANDAG – REGIONAL BEACH SAND PROJECT

a. Discussion/possible action to participate

Based on the Advisory Committee’s recommendation, the Board took the following action:

Motion was made by Director Wiersig, seconded by Board President McNulty and passed by a vote of 3-0-2 (Jenkins/Misher absent) to approve the contribution of \$25,000 to the City in support of their participation in the SANDAG RBSP III project.

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8. SHORELINE ADVISORY COMMITTEE

There was nothing further to report – all discussed in Agenda Item 7a.

9. FINANCE

a. **Monthly Expense Report**

The expense report through December 2023 was received and filed with no comments.

b. **Investment Opportunities**

With further efforts, the District's new options for investing its reserves are as follows:

- Farmers & Merchants Bank 3-month CD program at 4.0%
- LAIF (Local Agency Investment Fund) at 3.5%
- City National Bank 3-month CD program at 5.0%

Manager Russell pointed out that the program offered by City National Bank is not confirmed yet and is pending review by CNB bank officials. The Board took the following action, pending the outcome of CNB review:

Motion was made by Director Lurner, seconded by Director Wiersig as follows: Authorize the Manager to accept the CNB offer at 5%, if it passes approval by bank officials and if not, then accept the FMB offer at 4%, with an initial deposit of \$350,000. The motion passed by a vote of 3-0-2 (Directors Misher and Jenkins absent).

10. NEW BUSINESS

a. **Special Request of Coker Trash Enclosure/35131 BR**

The owner, Brandon Coker, has asked for permission to increase the depth of his previously approved trash enclosure project, from 6 feet to 8 feet. Manager Russell explained that this change in depth still allows for the required 9 foot wide parking spaces, without compromising this requirement. There was consensus with the Board to allow the request for this particular project and that this was in no way a permanent revision to the official design standards.

11. QUALITY OF LIFE - CBRA DISCUSSION ITEMS

There was no report for this month.

12. WRITTEN COMMUNICATIONS

There were no written communications this month.

13. BOARD AND STAFF COMMENTS

There were no comments.

ADJOURNMENT Manager Russell adjourned the meeting at 7:47 PM.

NEXT BOARD MEETING: Tuesday, February 27th, 2024 at 6:30 PM

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ATTEST:

State of California)
County of Orange)
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 #702, held on January 30th, 2024.

Donal S. Russell

DONAL S. RUSSELL, Manager
Capistrano Bay Community Services District

February 27, 2023

DATE