

**BROOKTRAILS TOWNSHIP COMMUNITY SERVICES DISTRICT
BOARD OF DIRECTORS
Tuesday, August 26, 2008**

The Board of Directors of Brooktrails Township Community Services District met in regular session on August 26, 2008 at 7:05 p.m. at the Brooktrails Community Center.

A. PLEDGE OF ALLEGIANCE

B. ROLL CALL

Roll call showed the following directors present: Ziady, Horrick and Skezas. Also present were General Manager Chapman and District Counsel Neary. Directors Williams and Orth were absent with notice.

REPORT ON CLOSED SESSION

District Counsel Neary reported the Board met with counsel on a matter of anticipated litigation, received information and gave direction.

C. ADDITIONS/ADJUSTMENTS TO THE AGENDA

None.

D. MINUTES OF PREVIOUS MEETINGS

1. July 22, 2008. Director Horrick moved to approve the minutes as amended; Director Ziady seconded and the motion carried unanimously.

E. SPECIAL PRESENTATION

2. Sheriff's Annual Report. Sgt. Matt Kendall from the Willits Substation said calls for service in Brooktrails have been fairly consistent the past few years. This year there were 1,093 calls of which 347 were initiated by Deputy Sheriffs; 150 actual reports were done on these calls. Sgt. Kendall raised the question about the noise abatement problem next to the Golf Course. Mr. Chapman told the Board complaints were coming from the neighbors and the golfers because the generator has been used almost every day.

Sgt. Kendall said the County has adopted the personal use marijuana ordinance which restricts location and amount and classifies it as a public nuisance, and it will be enforced as a nuisance. Mr. Chapman then referred to the Godt case whereby thirty-seven trees were cut down; Mr. Chapman said the Sheriff's Department did respond on that call very quickly.

President Skezas then thanked Sgt. Kendall and the meeting moved on.

F. PUBLIC HEARINGS

None.

G. PUBLIC COMMENTS

None.

H. CONSENT CALENDAR

3. Review of Accounts Payable report and authorization to issue checks. Director Horrick moved to approve the payment of the outstanding invoices, and Director Ziady seconded. The motion carried unanimously.

4. Retroactive Approval – August 13, 2008 check run. Director Horrick moved to retroactively approve the preauthorized check run issued August 13, 2008. Director Ziady seconded and the motion carried unanimously.

5. Retroactive approval – Rubber Spillway payments of August 1, 2008. Director Horrick moved to retroactively approve the preauthorized payments; Director Ziady seconded and the motion carried unanimously.

- Preauthorization – Rubber Spillway payments to be paid 9/2/08. Director Horrick moved to preapprove payment of these invoices and others that might come in for payment on September 2, 2008; Director Ziady seconded. The motion carried unanimously.

I. ACTION AGENDA

6. Annual Review – Solid Waste of Willits (SWOW) Financial Reports. General Manager Chapman reported his review showed their financials to be fairly solid. Gerry Ward commented they disposed of almost as much recycled material as regular waste. Responding to Director Ziady, Mr. Ward said SWOW could look into the question of assisting residents with the difficult task of disposing of their yard waste, which would aid in District fire protection as well. He said that possibly a dumpster could be

put here a couple of times a year. Director Horrick moved to accept the financial reports for 2007 and 2006; Director Ziady seconded and the motion carried unanimously. President Skezas thanked Mr. Ward.

7. Consideration of excessive use cap on water. Mr. Chapman advised an opinion had been received from Counsel that would need to be approved for release to the public. Several Board members asked if they should reschedule this agenda item until Director Williams was present, as he was much interested in the question. The Directors agreed to table the matter until the next meeting.

8. Consideration of posting signs at trailheads on quads and motorcycles. Mr. Chapman said he received a letter from Steve Eberhard of Blue Lake Terrace which prompted this issue. Mr. Chapman questioned the number of signs that would be needed, and further pointed out that the offenders are usually juveniles on dirt bikes. He advised he has had meetings with parents of intercepted juveniles in his office, and had Sheriff's officers at hand. We typically require the juveniles to mitigate the damage with straw. The fact of the matter is we don't catch them all the time. Cost to post on all trails, 45-50 signs, could be in the neighborhood of \$8,000.00 with labor. He then asked, if the signs were posted, would the juveniles cooperate, and would there be complaints about clutter?

Mr. Eberhard spoke about only three or four trails the juveniles are riding on in his area. He said the signs on Sherwood and Birch Roads aren't very prominent and if they were more prominent, parents might give better direction to their kids. He said he has caught juveniles on dirt bikes and quads and said they ask where prohibiting signs are. Mr. Eberhard said it might be \$10.00 or \$20.00 for a sign and he didn't see why you'd have to spend \$8,000.00. Mr. Chapman responded that the District would post good signs, not cheap signs, if they were placed at all. Mr. Eberhard said Ordinance 1137 prohibited this activity and imposed a \$500.00 fine. Mr. Chapman said this was a County ordinance enforced by County officials.

Mr. Eberhard suggested a letter to our customers saying there was a law against this activity. He further suggested more prominent signs and signs on some trailheads, not all. He then turned to the fire hazard issue and a small discussion ensued. Mr. Chapman said we could put a brief message on our next water bill.

Director Ziady said she would like this matter to go through the Recreation Committee because the signs could add further things like no smoking, no campfires, etc. She thought the next Recreation Committee would be in October, and said the signs need to be metal. Mr. Chapman said we would like further advice on which trailheads to post. Director Ziady asked Mr. Chapman to send a letter to the Wild Turkey Club for recommendations too. She asked that publicity be done about the Recreation Committee meeting. President Skezas suggested a mailing to the local residents only.

An audience member urged that well-done and very large signs be put at both Brooktrails entrances. Mr. Chapman said at the south end of Brooktrails entrance was private property and we would need their permission to post. At the north end was greenbelt. Director Ziady lastly noted that road signs placed in Spring Creek and Sylvandale were quickly removed.

9. Reschedule November Board meeting due to Veterans' Day holiday. President Skezas had requested the date be changed from November 11, 2008, the holiday. President Skezas said he would not be present on the 10th. The Directors agreed to change the date but asked that the matter be returned after all directors had checked their calendars.

J. ADDITIONS TO FUTURE AGENDAS

Mr. Chapman said he would be bringing some change orders on the rubber spillway project to the next meeting, in particular, engineering.

K. SPECIAL REPORTS

From Directors: Director Ziady had some question about the Par Course bridge repair.

From District Counsel: None.

From General Manager: Mr. Chapman described construction status on the rubber spillway project. In his GM report he clarified for President Skezas that the "downed trees" were the illegally-cut trees last April by Peter Godt; CF&G would like us to use them for the fish stream habitat. This would cost us \$12,000.00 - \$13,000.00 to move, so he was asking for some credit from CF&G. The CCC crews would anchor the trees against the bank in the creek. He pointed out that not all of the permits have been filed regarding the Willits Sewer Project, although it has supposedly been scheduled to go out to bid for Phase II & III this fall.

L. PUBLIC COMMENTS

Bob Terry spoke on behalf of BPOA. He had received requests for action from residents about problem situations in the District such as batteries and garbage bags, etc. Mr. Chapman said if it is something that could attract rodents we have the power to require abatement, but we do not if it's something that is just an eyesore such as tires.

Cindy Burkhard, an audience member, said our greenbelt holds mass amounts of fire fuel and people riding dirt bikes pose a threat for all of us, and she asked the Board to please take this matter seriously.

M. ADJOURNMENT

Director Horrick moved to adjourn the meeting; President Skezas declared the meeting of August 26, 2008 adjourned at 7:58 p.m.

GEORGE SKEZAS, President

ATTEST:

MICHAEL V. CHAPMAN