

MINUTES OF THE 764TH MEETING

BOARD OF TRUSTEES

Orange County Vector Control District

TIME: 3:00 P.M., July 15, 2010

PLACE: 13001 Garden Grove Blvd., Garden Grove, CA 92843

TRUSTEES PRESENT:

San Clemente	Joe Anderson, President		
Brea	Roy Moore, Vice President		
Newport Beach	Dr. Virginia L. Barrett, Secretary		
Aliso Viejo	Phillip B. Tsunoda	La Palma	Larry A. Herman
Costa Mesa	Wendy Leece	Los Alamitos	Ken C. Parker
Dana Point	Steven H. Weinberg	Mission Viejo	John Paul Ledesma
Fountain Valley	Cheryl Brothers	San Juan Capistrano	Laura Freese
Fullerton	R. Paul Webb	Seal Beach	Michael Levitt
Garden Grove	Mark Rosen	Stanton	Al Ethans
Huntington Beach	Joe Carchio	Tustin	Al Murray
Irvine	Dr. Steven Choi	Villa Park	James Rheins
Laguna Beach	Toni Iseman	Westminster	Frank Fry, Jr.
Laguna Niguel	Robert Ming	Yorba Linda	Jim Winder
Laguna Woods	Dr. Robert Bouer	County of Orange	John M. W. Moorlach
La Habra	James Gomez		

TRUSTEES ABSENT:

Anaheim	Lucille Kring	Orange	Denis Bilodeau
Buena Park	Jim Dow	Placentia	Greg Sowards
Cypress	Doug Bailey	Rancho Santa Margarita	Gary Thompson
Laguna Hills	Melody Carruth	Santa Ana	VACANT
Lake Forest	Richard T. Dixon		

OTHERS PRESENT:

Michael G. Hearst, Interim District Manager	Lawrence H. Shaw, Director of Operations
Kelly Price, Director of Administrative Services	John Newton, Vector Control Inspector II
Robert Cummings, Dir. of Scientific Technical Serv.	Julie Romo, Operations Clerk
Amber Semrow, Biologist	
Tawnia Pett, Public Outreach Coordinator	
Lora Babilo, Communications Specialist	
Alan R. Burns, District Counsel	
Viki Blaylock, Executive Assistant/Clerk of the Board	

1. **Pledge of Allegiance:** President Anderson called the meeting to order at 3:00 p.m. and asked Trustee Herman to lead the Pledge of Allegiance.
2. **Roll Call:** Roll call indicated 23 Trustees present, with Trustees Choi, Ledesma, and Murray arriving shortly thereafter, making a total of 26 out of the current Board membership of 34 (Santa Ana – Vacant).
3. **Introduction of Visitors:** Jim McGuire, Willdan Financial Services; Beatrice Medina, Willdan Financial Services; and Mark E. Mandell, Esq., Mandell Municipal Counseling.
4. **Public Participation:** None
5. **Announcement of Late Communications:** Clerk of the Board announced that the following late communications were received and distributed to the Board of Trustees, staff, and made available to the public:
 - Orange County Vector Control District 2010-11 Budget
 - Current Status of the District’s California Environmental Quality Act (CEQA) Process
 - WNV Activity in Orange County for 2010
 - Neighborhood Red Imported Fire Ant Treatment Sites
 - North Orange County Neglected Pool Aerial Survey
6. **Management Information Items:** Michael G. Hearst, Interim District Manager, gave an update on the Current Status of the District’s CEQA Process, WNV Activity in Orange County for 2010, Neighborhood Red Imported Fire Ant Treatment Sites, and North Orange County Neglected Pool Aerial Survey.
7. **Committee Reports:**
 - 7A - **Budget & Finance Committee:** Meeting July 15, 2:00 p.m.: Chair Parker reported that the committee met and discussed Farmers and Merchants Bank investment options for the District. The Committee asked staff to come back next month with more diversity in presentation, and to bring the Committee some other institutions the District can invest in. The Committee would like to meet three objectives: safety, equity, and yield. The committee will meet again next month to further discuss investment options.

8. **Consent Calendar – Items Approved by General Consent:** On motion by Trustee Ethans, seconded by Trustee Carchio, and passed by unanimous vote, the Board of Trustees approved the following Consent Calendar Items.
- 8A - **Accepted and Approved the Monthly Financial Report; Received and Filed Warrant Register:**
- 8A.1 - Accepted for inclusion as Exhibit I the Orange County Vector Control District Monthly Financial Report for the period ending June 30, 2010.
- 8A.2 - Received and filed approval of payment of Warrant Register dated July 15, 2010 (Exhibit II) in the amount of \$485,585.04 as presented by In-House Check Runs dated June 3, 7, 8, 10, 17, 22, 24, 28, and 29, 2010.
- 8D - **Report of District Activities:** Received and Filed: Enclosed with the Agenda was the Report of District Activities as submitted by staff to the Board of Trustees by separate report dated July 9, 2010.
9. **Approval of Minutes:** On motion by Trustee Gomez, seconded by Trustee Freese, and passed by majority vote (Abstained: Trustees Brothers, Webb, Ming, and Winder) the Board of Trustees approved without reading the Minutes of the 763rd Meeting of the Board of Trustees held June 17, 2010.
10. **Conducted Public Hearings to Consider the Ordering of Services and Projects, and Levy of the Assessments for Fiscal Year 2010-11 for Orange County Vector Control District's Vector Surveillance and Control Assessment District (District No. 1), and the Mosquito, Fire Ant and Disease Control Assessment (District No. 2); and Adopted Resolution No. 353, A Resolution Approving Engineer's Reports and Confirming Assessments for Fiscal Year 2010-11 in Connection with the Orange County Vector Control District's Vector Surveillance and Control Assessment District (District No. 1), and Mosquito, Fire Ant and Disease Control Assessment District (District No. 2):**
- Opened Public Hearing for Assessment of District No. 1:** At 3:32 p.m. President Anderson opened the Public Hearing to consider the ordering of services and projects, and the levy of the assessments for Fiscal Year 2010-11 for the proposed continuation of the assessment of District No. 1.
- Closed Public Hearing:** There being no public participation, President Anderson closed the Public Hearing at 3:32 p.m.
- Opened Public Hearing for Assessment of District No. 2:** At 3:32 p.m. President Anderson opened the Public Hearing to consider the ordering of services and projects, and the levy of the assessments for Fiscal Year 2010-11 for the proposed continuation of the assessment of District No. 2.
- Closed Public Hearing:** There being no public participation, President Anderson closed the Public Hearing at 3:32 p.m.

10. Public Hearings/Adopted Resolution No. 353: (continued)

A motion was passed to divide the motion so that the assessment districts were voted on separately. After further discussion about the mechanics of trying to split the resolution, a motion to reconsider the motion to divide was passed. The Board then determined to vote on the resolution as proposed in the agenda which imposed both assessments (District 1 and 2).

On motion by Trustee Gomez, seconded by Trustee Choi, and passed by majority roll call vote, the Board of Trustees adopted Resolution No. 353 entitled “A Resolution Approving Engineer’s Reports Confirming Assessments for Fiscal Year 2010 in Connection with the Orange County Vector Control District’s Vector Surveillance and Control Assessment District (District No. 1), and the Mosquito, Fire Ant and Disease Control Assessment (District No. 2).”

AYES: Trustees Tsunoda, Moore, Weinberg, Webb, Rosen, Choi, Iseman, Gomez, Herman, Barrett, Anderson, Levitt, Ethans, Rheins, Fry, and Winder.

NOES: Trustees Leece, Brothers, Carchio, Ming, Bouer, Parker, Ledesma, Freese, Murray, and Moorlach.

ABSTAINED: None.

ABSENT: Trustees Kring, Dow, Bailey, Carruth, Dixon, Bilodeau, Sowards, and Thompson (Santa Ana Vacant).

Attached are Engineers’ Reports District No. 1 (Exhibit A), and District No. 2 (Exhibit B), and Resolution No. 353 (Exhibit C).

The assessment rate for District No. 1 for Fiscal Year 2010-11 is \$1.92 per single family home, and will generate approximately \$1,511,186 in assessments. The assessment rate for District No. 2 for Fiscal Year 2010-11 is \$5.02 and will generate approximately \$4,114,124.

The table shown below depicts the historical assessment rates levied in District No. 2 and the maximum authorized rate for each fiscal year, including the rates proposed for Fiscal Year 2010-11. From January 2009 to January 2010, the change in the CPI was 1.80%. As a result, the maximum authorized rate for Fiscal Year 2010-11 is \$6.21. (The District retains the ability to levy up to the maximum authorized rate without conducting a ballot proceeding.)

Maximum Authorized Assessment Rate and Actual Rates by Year

FY	CPI History	Maximum Authorized % Change	Maximum Authorized Assessment Rate District #2	Actual/ Proposed Assessment Rate Levied District #2	Actual/ Proposed Assessment Revenues District #2	Actual/Proposed Assessment Revenues District #1
2004-05	N/A		\$5.42	\$5.42	\$4,306,278.44	\$1,488,269.88
2005-06	3.66%	3.00%	\$5.58	\$5.30	\$4,263,641.78	\$1,489,599.38
2006-07	5.42%	3.00%	\$5.75	\$5.25	\$4,264,508.72	\$1,501,507.06
2007-08	3.20%	3.00%	\$5.92	\$5.14	\$4,196,516.50	\$1,505,044.40
2008-09	3.92%	3.00%	\$6.10	\$5.10	\$4,180,451.00	\$1,510,567.00
2009-10	-0.90%	0%	\$6.10	\$5.06	\$4,162,307.23	\$1,514,335.46
2010-11	1.80%	1.80%	\$6.21	\$5.02	\$4,114,124.16 ⁽¹⁾	\$1,511,185.55 ⁽¹⁾

⁽¹⁾Final assessment amounts submitted to the County Auditor-Controller may be different than the preliminary amounts listed for the Engineer's Reports.

11. **Adjournment:** There being no further business for the Board's consideration, President Anderson adjourned the meeting at 3:43 p.m.

I certify that the above Minutes substantially reflect the actions taken by the Board of Trustees at its meeting held July 15, 2010.

Michael G. Hearst, Interim District Manager

Approved as written and/or corrected by the Board of Trustees at its _____

_____ meeting held _____

ATTEST: _____
Secretary