AGENDA

(A: Action Item) This document is available in PDF format here http://www.smrpd.org/about/agenda-minutes/

I. CALL TO ORDER

II. ROLL CALL

III. PUBLIC AND BOARD INPUT
Receive Public written or oral information/reports; this is to enable Public input to the Board on any Park District relevant subject and is a forum for reasonable courteous discussion of SMRPD-related issues and events. The Chair has the responsibility to determine the length of discussion. Time limit is 3 minutes per person limited to one session per person per issue though the President has responsibility to move the meeting along. Most in-depth discussion on issues is meant to be carried in Standing and ad hoc Committee meetings.

V. Closed session: Real Estate transaction
Conference with real property negotiators pursuant to Govt. Code Section 54956.8
Property: APN: 105-040-09, Baker Canyon Property
Negotiating for SMRPD: President Bates and Director Shepston
Other party: Trust for Public Lands, Scott Ferguson
Under negotiation: terms of acquisition

VI. CONSENT CALENDAR
A1: Approve and file the Minutes of the February, 2013 Regular Meeting and Correspondence.
A2: Transmittal 03-13A, Directors’ compensation for Regular Board Meeting on February 26, 2012 $200.00 total
A3: Transmittal 03-13B, District Bills, $857.00 total
A4: Transmittal 03-13C, Utility Bills and Reimbursements, $1853.11 total

Note: Directors may remove any item from Consent Calendar to be considered separately.

VI. CHILDREN’S CENTER DIRECTOR’S REPORT

VIII. OTHER DISTRICT BUSINESS

(A) Mailing Act and Ethics issues
(B) Modjeska Park. How to accommodate people and dogs?
(C) Canyon Septic bill
(D) Signs community center
(E) AED for Community Centers
(F) Facility and Instructor Agreements
(G) Booth at Community Disaster Preparedness Day
(H) SCE progress
(I) Recycling event at our community center
(J) CAPS Access
   (1) Need to approve and file the CAPS+ ACCESS Request Form
   (2) Make sure we approved the new directors in a prior meeting, maybe dec or January?
(K) Adopt a Roadway Program, Presentation by Mark Levy and Rich Gomez. Possible endorsement and/or partial funding by the SMRPD.
(L) Approval of St. Michaels Abbey licensing agreement for parking on Riviera, Fee $10/year. Following up on last month, our attorney has reviewed the agreement.
(M) Approve newly elected directors if we have not done so already.

IX. COMMITTEES

NOTE: There will be no discussion of Committee issues unless agendized below or added to the Agenda by majority vote of the Board in Section III to address issues that require immediate attention for reasons to be explained in the motion to add. Other comments can be made under Director Comments.

STANDING COMMITTEES AND REPRESENTATIVES:

(A) RECREATION (Collins, Peterson)
(B) FINANCE (Peterson, Bates)
(C) PERSONNEL (Shepston, Collins)
(D) OPEN SPACE AND TRAILS (Shepston, Bates)
(E) FACILITIES MAINTENANCE AND SAFETY (Bates, Peterson)

AD HOC COMMITTEES & REPRESENTATIVES:

(F) ISDOC REPRESENTATIVE (Shepston)
(G) PRESERVATION & RESTORATION (Smisek)
(H) COMMUNICATIONS & DISTRICT OUTREACH (Smisek)
(I) SILVERADO CHILDREN’S CENTER (Collins, Shepston)
   Children’s Center Advisory Committee (Collins, Peterson, Bryer) (Public Members: Dawn Lynch, Julia Jones-Tester, Deborah Johnson, Linda Kearns, Joel Robinson)

X. DIRECTOR’S COMMENTS

Pursuant to Government Code §54954.2 members of the Board of Directors or Staff may ask questions for clarification, make brief announcements, make brief reports on their activities. The Board or a Board member may provide a reference to Staff or other resources for factual information, request Staff to report back at a subsequent meeting concerning any matter, or direct that a matter of business be placed on a future Agenda.
XI. ADJOURNMENT
The next regular meeting of the Board of Directors will be at the Silverado Community Center, 27641 Silverado Canyon Road at 7:00 PM on March 26, 2013.

Materials related to an item on this agenda submitted after distribution of the agenda packet are either available for public inspection at the Silverado Library, and posted on the SMRPD website at http://www.smrpd.org/about/agenda-minutes/. Materials prepared by SMRPD will be available at the meeting, those provided by others after the meeting.
<table>
<thead>
<tr>
<th>PAYEE NAME AND ADDRESS</th>
<th>DATE</th>
<th>DEPT</th>
<th>OBJT</th>
<th>UNIT</th>
<th>AMOUNT</th>
<th>AC'S USE ONLY</th>
<th>DOC NUMBER</th>
<th>SC</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chay Peterson</td>
<td>2/26/2013</td>
<td>V700</td>
<td>0100</td>
<td>900</td>
<td>$50.00</td>
<td></td>
<td>$50.00</td>
<td>1099</td>
</tr>
<tr>
<td>Lisa Collins</td>
<td>2/26/2013</td>
<td>V700</td>
<td>0100</td>
<td>900</td>
<td>$50.00</td>
<td></td>
<td>$50.00</td>
<td>1099</td>
</tr>
<tr>
<td>Ron Shepston</td>
<td></td>
<td>V700</td>
<td>0100</td>
<td>900</td>
<td>-</td>
<td></td>
<td>-</td>
<td>1099</td>
</tr>
<tr>
<td>Greg Bates</td>
<td>2/26/2013</td>
<td>V700</td>
<td>0100</td>
<td>900</td>
<td>$50.00</td>
<td></td>
<td>$50.00</td>
<td>1099</td>
</tr>
<tr>
<td>Tom Smisek</td>
<td>2/26/2013</td>
<td>V700</td>
<td>0100</td>
<td>900</td>
<td>$50.00</td>
<td></td>
<td>$50.00</td>
<td>1099</td>
</tr>
</tbody>
</table>

The claims listed above totaling $200.00 are approved for payment pursuant to an order entered in the Minutes of the Board of Directors of this District and I certify that the payees named who are described in Government Code Section 3101 have taken an oath or affirmation required by Government Code Section 3102.
<table>
<thead>
<tr>
<th>PAYEE NAME AND ADDRESS</th>
<th>DATE</th>
<th>DEPT</th>
<th>OBJT</th>
<th>UNIT</th>
<th>AMOUNT</th>
<th>AC'S USE ONLY</th>
<th>DOC NUMBER</th>
<th>SC</th>
</tr>
</thead>
<tbody>
<tr>
<td>VC-2027</td>
<td></td>
<td>V700</td>
<td>1400</td>
<td>900</td>
<td>$340.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>COOKSMITH LANDSCAPING</td>
<td></td>
<td>V700</td>
<td>1400</td>
<td>900</td>
<td>$16.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>P.O. BOX 5606</td>
<td></td>
<td>V700</td>
<td>1400</td>
<td>900</td>
<td>$235.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>ORANGE, CA 92863</td>
<td></td>
<td>V700</td>
<td>1400</td>
<td>900</td>
<td>$16.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>VC-2760</td>
<td></td>
<td>V700</td>
<td>1400</td>
<td>900</td>
<td>$607.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>MEGHAN WARNER</td>
<td></td>
<td>V700</td>
<td>1900</td>
<td>900</td>
<td>$250.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>P.O. BOX 177</td>
<td></td>
<td>V700</td>
<td>1900</td>
<td>900</td>
<td>$250.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>SILVERADO, CA 92676</td>
<td></td>
<td>V700</td>
<td>1900</td>
<td>900</td>
<td>$250.00</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The claims listed above totaling **$857.00** are approved for payment pursuant to an order entered in the Minutes of the Board of Directors of this District and I certify that the payees named who are described in Government Code Section 3101 have taken an oath or affirmation required by Government Code Section 3102.
<table>
<thead>
<tr>
<th>PAYEE NAME AND ADDRESS</th>
<th>DATE</th>
<th>DEP</th>
<th>OBJT</th>
<th>UNIT</th>
<th>AMOUNT</th>
<th>AC'S USE ONLY</th>
<th>DOC NUMBER</th>
<th>SC</th>
</tr>
</thead>
<tbody>
<tr>
<td>VC-1672</td>
<td>REIMBURSEMENT OF CHECK #2034</td>
<td>Payers To: JANI-KING</td>
<td>PAYMENT INVOICE #LAX03130414</td>
<td>V700 1400 900</td>
<td>$224.13</td>
<td>$226.58</td>
<td>V700 1400 900</td>
<td>$250.71</td>
</tr>
<tr>
<td>VC-1672</td>
<td>REIMBURSEMENT OF CHECK #2035</td>
<td>Payers To: WASTE MANAGEMENT</td>
<td>PAYMENT INVOICE #0061955-2884-6</td>
<td>V700 2800 900</td>
<td>$212.84</td>
<td>$212.84</td>
<td>V700 2800 900</td>
<td>$212.84</td>
</tr>
<tr>
<td>VC-1672</td>
<td>REIMBURSEMENT OF CHECK #2036</td>
<td>Payers To: IRWD</td>
<td>PAYMENT METER #54148830</td>
<td>V700 2800 900</td>
<td>$9.30</td>
<td>$9.30</td>
<td>V700 2800 900</td>
<td>$9.30</td>
</tr>
<tr>
<td>VC-1672</td>
<td>REIMBURSEMENT OF DEBITS</td>
<td>Payers To: AT&amp;T</td>
<td>PAYMENT 714-649-2850</td>
<td>V700 702 900</td>
<td>$57.41</td>
<td>$57.41</td>
<td>V700 702 900</td>
<td>$57.41</td>
</tr>
<tr>
<td>VC-1672</td>
<td>REIMBURSEMENT OF DEBITS</td>
<td>Payers To: SCE</td>
<td>PAYMENT ACCOUNT #2-25-699-8121</td>
<td>V700 2800 900</td>
<td>$75.21</td>
<td>$75.21</td>
<td>V700 2800 900</td>
<td>$75.21</td>
</tr>
<tr>
<td>VC-1672</td>
<td>REIMBURSEMENT OF DEBITS</td>
<td>Payers To: SCE</td>
<td>PAYMENT ACCOUNT #2-32-988-1767</td>
<td>V700 2800 900</td>
<td>$416.69</td>
<td>$416.69</td>
<td>V700 2800 900</td>
<td>$416.69</td>
</tr>
<tr>
<td>VC-1672</td>
<td>REIMBURSEMENT OF DEBITS</td>
<td>Payers To: WASTE MANAGEMENT</td>
<td>PAYMENT INVOICE #2995445-2884-5</td>
<td>V700 2800 900</td>
<td>$46.92</td>
<td>$46.92</td>
<td>V700 2800 900</td>
<td>$46.92</td>
</tr>
</tbody>
</table>

The claims listed above totaling $1,853.11 are approved for payment pursuant to an order entered in the Minutes of the Board of Directors of this District and I certify that the payees named who are described in Government Code Section 3101 have taken an oath or affirmation required by Government Code Section 3102.
MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS

THURSDAY FEBRUARY 26, 2012 AT 7:00 PM

AT THE SILVERADO COMMUNITY CENTER

27641 SILVERADO CANYON ROAD, SILVERADO 92676

DIRECTORS

Greg Bates - President
Tom Smisek - Vice President
Ron Shepston – Treasurer
Chay Peterson - Secretary
Lisa Collins - Director

STAFF

Aimee Bryer - Scc Director
Elizabeth Martyn - General Counsel
Bev Mileham - Admin. Assistant
Steve Reighart - Caretaker
Meghan Warner - Bookkeeper

MINUTES

Action Item) This document is available in PDF format at http://www.smrpd.org

CALL TO ORDER

The meeting was called to order at 7:07PM by Director Bates, who acted as chair person.

ROLL CALL

Directors Greg Bates, Tom Smisek, Chay Peterson, and Lisa Collins were present. Caretaker Steve Reighart, Children Center Director Aimee Bryer, and Admin. Assist. Bev Mileham

PUBLIC ATTENDANCE

Tom Hetzel, Hank Rodgers, Steve Kerrigan, Bob Hunt, Debbie Seltzer, Rick Schultz, Tim Janca, Scott Breeden, Michelle Mainville, Lori Martin, Connie Nelson, Linda Kears, Chad Kears, Mike Boeck, Judie Bruno, Linda May, Kevin Topp signed in.

PUBLIC AND BOARD INPUT ON NON-AGENDIZED ITEMS
ADA coordinator Judie Bruno introduced a new committee in the canyons that was formed to provide an accessibility network. They are working on improving accessibility in Modjeska Park, Maple Springs, and gaining wheelchair accessibility to Black Star to name a few. A subgroup committee was formed to help folks who are ill, with the loss of power during emergencies, with meals, helping with rides to Dr. Appts., and other canyon emergency needs that will benefit folks in wheelchairs or that may have an illness and have trouble getting around themselves. Three canyon ladies are leading the group, Linda May is management consultant, Connie Nelson is Chief and Judie Bruno is Chairing. They are looking for more volunteers.

And asked that the handicap parking at Silverado Park be fixed.

Mike Boeck was proud to announce a $1,000 donation from the Warriors Society Mountain Bike Club, to Mary Schreiber for the Fire safe Council in East Orange County Canyons.

CONSENT CALENDAR

1ª ACTION: Director Collins made a motion to approve the Consent Calendar with Special Meeting Minutes January 22, 2013 and correspondence. Director Smisek seconded. Unanimously approved

2ª ACTION; Director Peterson made a motion to approve the Minutes January 24, 2013 and Regular meeting Minutes January 24, and correspondence. Unanimously approved.

3ª ACTION; Director Smisek made a motion to approve Transmittal 02-13A Directors compensation $200 for Dec. 27th 2012. Director Bates seconded. Unanimously approved.

4ª ACTION; Director Peterson made a motion to approve Transmittal 02-13B, district bills, $3467.64 total. Director Collins seconded. Unanimously approved.

5ª ACTION; Director Smisek made a motion to approve Transmittal 02-13C, utility bills and reimbursements $877.11 total. Director Collins seconded. Unanimously approved.

CHILDRENS CENTER DIRECTORS REPORT

Things going well, lots of fundraising events being planned. A free parenting class is being offered. Parent workshops and an Advisory meeting are coming up. The Children’s center received proceeds of $1,700 from the Silverado Country Fair.

OTHER DISTRICT BUSINESS

( A )

Tom Hetzel actively researching the laws in regards to accessing riverbed trails, and other trails that have been closed to the public. Mr Hetzel believes that all waterways should be open to the public and has been meeting and filing complaints with OC parks supervisors.

Anyone interested in these issues was asked to contact Mr. Hetzel at Thetzel@socal.rr.com.
6th ACTION Director Smisek made a motion to enter an agreement with an outside organization to take a look at our SCE bills. Director Peterson seconded. Unanimously approved.

7th ACTION; Director Smisek made a motion to engage with Specialized Tree Works, pending based on prevailing mandatory wage is required. Director Collins seconded. Unanimously approved. Director Peterson did not vote because she is related to the owners.

Will discuss bill from Canyon Septic at next Board meeting.

The Grand Jury is complete, SMRPD received a good response and was thanked.

The Board was reminded to complete their AB1234 Form 700.

Director Peterson discussed mandate guidelines stating that no information highlighting Directors is allowed. Director Bates seeking information from FPPC and will report when it arrives.

Director Smisek challenged director Petersen’s comments made at the January meeting that Director Smisek had violated ethics by publicizing this name in the Christmas in the Canyons program. Director Smisek explained that his name appeared as a copyright, in a welcome article from "Sheriff Tom" and in an ad that he purchased. Director Smisek read from sections on AB1234 which showed no ethics violation. Director Smisek demanded an apology from Director Petersen for her unfounded accusations. To which she replied "If I'm wrong, I apologize, but I don't think I am."

Director Bates has meet with the Abbey. SMRPD has an agreement to send them $10 a year to use the Riviera. Capri sys this is OK. Director Bates asked if the Board would like to renew the agreement. Bob Hunt and Linda May said they thought it wise to discuss this with general counsel. The decision was tabled until next month's meeting.

A committee will look into a recording policy for the Board meetings.

Directors Smisek and Collins have been working on the next Recreation brochure that may be inserted into the next Sentry newspaper to save money.

8th ACTION; Director Collins made a motion to run 6 mailings every 2 months for $482, not to exceed $500. Director Smisek seconded. Unanimously approved.
Director Collins said the SMRPD website is not working properly.

9th ACTION; Director Collins made a motion to pay a website designer $475 to set up SMRPD's website. Director Peterson seconded. Unanimously approved.

(K)

The Children's Center needs a gardener to keep the grasses and scrubs down for the children's safety. Steve Reighart is looking at a bid and will report at next month's meeting.

(L)

Director Collins is working on a new Facility Use Agreement and will send it to general counsel for approval. The new agreement raises fees to outsiders.

10th ACTION; Director Smisek made a motion to approve the Facility Use Agreement sent to attorney for approval pending no problems. Director Collins seconded. Unanimously approved.

Director Collins is checking with Capri on liability issues.

(M)

Connie Nelson is checking into pricing for a needed projector for movie nights. In the meantime Linda May has offered to let them borrow hers.

(N)

Danny Brown is working on the bulletin board for the community. The Directors asked Steve Reighart to get a proposal for making a sign at Modjeska Park.

(O)

Director Bates said he was happy with the content and style of the Board Minutes.

11th ACTION; Director Peterson made a motion to approve the Safety Minutes in January for the first quarter. Director Collins seconded. Unanimously approved.

DIRECTORS COMMENTS

Director Bates reminded everyone that their will be a special Memorial fundraiser for the family of John Black on March 10th at Silverado Community Center.

The Board extended their sympathies to the Peterson family on the death of Brett Peterson's mother.

ADJOURN 9:25PM. Next regular meeting of the Board of Directors will be at the Silverado Community Center, 27641 Silverado Canyon Road at 7:00PM on Tues. March 26, 2013.
Dear Mr. Bates,

As you can imagine, our office would be swamped if public officials from throughout California could request a legal opinion from us on any subject at any time. Accordingly, our charge to issue opinions is limited by Government Code section 12519 which authorizes us to issue opinions to state officers, state agencies, and county counsel. We do not issue opinions to public employees or special districts.

I am sorry that I can’t assist you in this matter. Unfortunately, I do not know of any other government office to whom I can refer you. Ultimately, this may be an issue for your attorney or special counsel that you might employ.

Ted
Form submission from: Ethics Training Course - Contact Us

Submitted on Thu, 03/07/2013 - 13:09
Submitted by anonymous user: [68.4.54.45]
Submitted values are:

--Your Information--
First Name: Gregory
Last Name: Bates
Name of your government agency/employer: Silverado Modjeska Recreation and Park District
Email Address: gregbates@cox.net
Phone Number: 714-342-2914
Address: 28100 Modjeska Canyon Road
City: Silverado
State: California
Zip: 92676

--Your Message--
Message:
I am the president of the Silverado Modjeska Recreation and Park District. A newly elected board member is alleging that another board member is violating the AB1234 Ethics provisions. Our legal counsel and 4 of the 5 board members disagree. Our legal counsel
most of America, is polarized on the issue and this is a very
disruptive for us. FPPC referred us to you because the newspaper
we printed for an event was not mailed and therefore does not
come under the Mass mailing act according to them. Please advise
how i may forward the material to get an opinion from you. My
next Board meeting is the March 26th. Or could you direct me to
the correct department/person?

Thank you very much. Gregory Bates, President SMRPD

You may view all News & Alerts on our website at: http://oag.ca.gov/news

Please visit the remainder of the Attorney General's site at: http://oag.ca.gov/

To unsubscribe from this list, please go to: http://ag.ca.gov/subscriptions/adminLogin.php

CONFIDENTIALITY NOTICE: This communication with its contents may contain confidential and/or legally
privileged information. It is solely for the use of the intended recipient(s). Unauthorized interception, review,
use or disclosure is prohibited and may violate applicable laws including the Electronic Communications Privacy
Act. If you are not the intended recipient, please contact the sender and destroy all copies of the
communication.