

**GREATER GOLDEN HILL CLEAN, GREEN, AND SAFE
MAINTENANCE ASSESSMENT DISTRICT OVERSIGHT COMMITTEE**

MINUTES MONDAY, FEBRUARY 4, 2008 – APPROVED

I. Call to Order

The meeting was called to order by Kathy Vandenheuvel, acting as chair, at 6:36 pm in the Golden Hill Golf Course Club House.

II. Roll Call

All members were present except for Norman Starr. Luis Ojeda from the City of San Diego was present.

III. Old Business

An objection was raised to a portion of the minutes which referred to the GGHMADCG&S Committee as a sub-committee of the Greater Golden Hill Community Development Corporation (CDC). The minutes will be amended and submitted for approval at the next meeting.

Kathy Vandenheuvel announced that copies of the CDC Annual Report are available.

As the meeting was not posted on the Web site, a motion to adopt the agenda as amended was made by Ben Nicholls, Seconded by Bob Hansen, and passed unanimously.

Ms. Vandenheuvel also announced the cleanup at Golden Hill Elementary School on Saturday, February 9 and the Einstein Academy Wine Testing on February 14.

a. Reports from Subcommittees

i. Bylaws Subcommittee

Barbara Houlton, committee chair, reported for the by-laws committee consisting of David Skillman, Michelle Dullea, Ben Nicholls, Kathy Vandenheuvel, and Barbara Houlton. As there is disagreement about the role of the committee, that is, as an independent committee, or as a subcommittee of the CDC, the recommendation was made by the bylaws subcommittee that a simplified version of bylaws be reviewed and adopted. Kathy Vandenheuvel and David Skillman will draft a letter to the city to discuss contentious matters. The bylaws will be distributed by email, and an email list provided to all members. Mr. Hilsdorf does not have email and will receive a paper copy.

ii. Engineer's Report Subcommittee

Lisa Vella, committee chair, reported for the Engineer's Report subcommittee consisting of David Skillman, John Kroll, Stan Teliczan, and Lisa Vella. Five key points were identified. As Mr. Ojeda represented the city, the question of the requirement to follow the Engineer's Report verbatim was discussed, and he provided the input that it was a general guide. He also announced that next year's

budget is due by June 1. The written comments posed by the subcommittee are attached (Attachment A).

iii. Subcommittee on Program Management

This subcommittee did not meet, awaiting the review of the Engineers Report.

b. Formation of RFP Subcommittee

A motion was made to form the RFP subcommittee by David Skillman and seconded by Lisa Vella. The motion passed unanimously. The committee consists of Ben Nicholls, Bob Hansen, David Skillman, and Kathy Vandenneuvel.

c. Response to questions submitted by Stan Teliczan

Stan Teliczan submitted a series of questions to the CDC which were answered by Kathy Vandenneuvel (attached: Attachment B).

d. Priorities from the Engineer's Report

A general list of priorities was listed by the committee members: Street repairs and street cleaning were discussed, but are not in the existing Engineer's report. Graffiti, Bulk trash items, repairing the clock, cleaning the carpets, hiring the person, litter (2), sidewalk sweeping in business zones, trail beautification and banners (2), walking trails, canyon trash cans, street light inspections, sidewalk repairs, beautifying sidewalk areas, tree watering and protection, bicycle racks, general appearance and safety. John Kroll mentioned the importance of trying pilot programs to see how things work in various areas.

IV. New Business

a. Expenses and Income to date

The contract with the CDC has not been awarded, and is not expected before the end of March. Expenses incurred to date are \$2,314.09 for election expenses for this committee, reimbursable to the CDC when funds are made available by the city.

b. Report on the Greater Golden Hill CDC as requested by John Kroll

Deferred to a later meeting, as Rosemary Downing was not able to be present to make the report.

c. Other new business

Motion made and amended to meet the 25th of February at 6:30 pm, at the Golf Club if available. Motion made by David Skillman, Seconded by Curtis Neidert, and passed unanimously.

V. Next Meeting Agenda

The agenda will be prepared by the CDC similar to this agenda, including bylaw approval.

VI. Adjournment

The meeting was adjourned at 8:21 pm by Kathy Vandenneuvel.

ATTACHMENT A –ENGINEER’S REPORT SUBCOMMITTEE

From reading the Engineer’s Report, we believe this report is a suggested/proposed distribution of funds and services not mandatory.

The proposed administrative fee exceeds the 15% limit as listed in the City of San Diego Annual Fiscal Year 2006 Budget, page 124.

The funds should be spent proportionally according to the revenue source.
(approximately 20% Zone 1 Commercial, 80% Zone 2 Residential)

The Engineering Report is not internally consistent.

-Discretionary funds as referred on page 5, first paragraph for hot spots. What are hot spots?

-How were the budgets figures determined? Many figures do not make sense for services suggested.

-Boundaries? West boundary is I 5 and Balboa Park, Was part of Balboa Park added in for this assessment.

These issues need to resolved before we can proceed.

Lisa Vella

John Kroll

David Skillman

**ATTACHMENT B – QUESTIONS FROM STAN TELICZAN TO THE CDC, ANSWERED BY
KATHY VANDENHEUVEL**

1. How is the GGHCDMADCG&SOC indemnified in regards to their actions as committee members and as individuals?

Indemnification section of CDC bylaws were distributed at the first meeting to all committee members. The current thought is that we are covered under the CDC bylaws, however, if the City opinion is that the Oversight Committee is a separate entity from the CDC then we will pursue our own insurance for the committee (as suggested by Barbara).

2. Does the GGHCDMADCG&S Oversight Committee fall under the legal ruling of the Brown Act regarding open public meetings?

We have not received an opinion from the City's attorney regarding this. Luis Ojeda stated that MADs do not fall under Brown Act. However, the committee has chosen to assume the Brown Act applies unless we hear otherwise from the City Attorney.

3. Do any unused funds assessed by the MAD roll over from year to year?

Yes

4. Do we have a listing of City-provided baseline services that the MAD is considering supplementing?

Luis Ojeda from the City pointed to what was listed in the Engineer's Report. Also, we can have Luis make arrangements for us to have representatives from the City Departments to discuss services (Streets, Parks)

5. What is the status of the lawsuit against the formation of the MAD?

Still pending.

6. What happens to already collected MAD assessment monies if the lawsuit prevails and the formation of the MAD is found to be illegal?

Luis Ojeda stated that they will have to be returned to the owners but did not provide additional information regarding the source.