

**AUBURN AREA RECREATION AND PARK DISTRICT  
AGENDA  
MEETING OF THE BOARD OF DIRECTORS**

**6:00 P.M.**

**THURSDAY, DECEMBER 18, 2014  
CANYON VIEW COMMUNITY CENTER, BOARD ROOM  
471 MAIDU DRIVE  
AUBURN, CA**

**Materials related to an item on this Agenda submitted to the District after distribution of the agenda packet are available for public inspection in the District's Office at 471 Maidu Drive, Auburn, CA 95603 during normal business hours.**

**1.0 CALL TO ORDER**

**FLAG SALUTE (Pledge to the Flag)**

The Board of Directors of the Auburn Area Recreation and Park District welcomes you to its meetings. Regular meetings are scheduled at 6 p.m. the last Thursday of each month. Your attendance and interest is encouraged and appreciated. Special accommodations may be made upon request to the District Administrator 72 hours in advance of the meeting.

**Roll Call**

Smith \_\_\_\_\_ Holbrook \_\_\_\_\_ Gray \_\_\_\_\_ Ainsleigh \_\_\_\_\_ Ferris \_\_\_\_\_

**2.0 INTRODUCTIONS, PRESENTATIONS AND ANNOUNCEMENTS**

Presentation from Jerry Fisher to Devin Smith, December volunteer of the month.

Video presentation by District Administrator Kahl Muscott.

**3.0 AGENDA REVIEW, CHANGES, AND APPROVAL**

Motion by \_\_\_\_\_ Second by \_\_\_\_\_ to \_\_\_\_\_

\_\_\_\_\_

Gray \_\_\_\_\_ Smith \_\_\_\_\_ Holbrook \_\_\_\_\_ Ainsleigh \_\_\_\_\_ Ferris \_\_\_\_\_

**4.0 PUBLIC COMMENT** – This is the time wherein any person may comment on any item not on the agenda within the subject matter jurisdiction of the Board of Directors. After you are recognized by the Board Chairperson, please come to the lectern and state your name, and address for the record (optional). There is a time limitation of three minutes.

**5.0 CONSENT ITEMS** – (roll call vote) All matters listed under the Consent Calendar are to be considered routine by the Board of Directors and will be enacted by one motion in the form listed. There will be no separate discussion of these items unless, before the Board votes on the motion to adopt, a member or members of the Board, staff or the public requests a specific item to be removed from the Consent Calendar for separate discussion and action.

\_\_\_\_\_ **5.1 Review and Approval of the October 30, 2014 and November 20, 2014 Auburn Area Recreation & Park District Minutes of the Board of Directors**

Review and approval of minutes.

\_\_\_\_\_ **5.2 Review of Cash Requirements for November, 2014 (Standing Finance Committee)**

This item was reviewed and approved by the Standing Finance Committee and forwarded to the Board of Directors for review and approval.

\_\_\_\_\_ **5.3 Claim Against ARD – Damaged Windshield**

Shall the Auburn Area Recreation and Park District approve or deny a claim against ARD for a damaged windshield?

\_\_\_\_\_ **5.4 ARD Employee Compensation Information; Possible Addition to ARD Personnel Policy (Program, Personnel, Policy, Fee & Legal Review Committee)**

Shall the Auburn Area Recreation and Park District consider amending the ARD Personnel Manual to address state mandated employee compensation reporting?

Motion by \_\_\_\_\_ second by \_\_\_\_\_ to \_\_\_\_\_

\_\_\_\_\_  
Smith \_\_\_\_\_ Holbrook \_\_\_\_\_ Gray \_\_\_\_\_ Ainsleigh \_\_\_\_\_ Ferris \_\_\_\_\_

**Roll Call Vote**

**6.0 ADMINISTRATOR’S AND DEPARTMENTAL REPORTS**

Please see reports, fee waiver log, project list and vandalism report under item 6.0.

**7.0 UNFINISHED BUSINESS**

**7.1** None.

**8.0 NEW BUSINESS**

**8.1 Election of Officers and Consider Committee Meeting Assignments**

**Recommendation:** Elect officers and consider committee meeting assignments. Each member has the right to nominate another member. No second is required for a nomination. Begin with the office of Chairperson. Please see attachment for correct procedural information.

**8.2 Amendments to Ordinance#1 (Program, Personnel, Policy, Fee & Legal Review Committee)**

Shall the Auburn Area Recreation & Park District amend ARD Ordinance #1 to address open alcoholic beverage containers, urination/defecation and aggressive solicitation in ARD Parks?

Motion by \_\_\_\_\_ second by \_\_\_\_\_ to \_\_\_\_\_

\_\_\_\_\_  
Smith \_\_\_\_\_ Holbrook \_\_\_\_\_ Gray \_\_\_\_\_ Ainsleigh \_\_\_\_\_ Ferris \_\_\_\_\_

**Roll Call Vote**

**8.3 Letter in Opposition to the Lake Clementine Hydroelectric Project (Program, Personnel, Policy, Fee & Legal Review Committee)**

Shall the Auburn Area Recreation and Park District Board of Directors support a letter of opposition to the Lake Clementine Hydroelectric Project?

Motion by \_\_\_\_\_ second by \_\_\_\_\_ to \_\_\_\_\_

\_\_\_\_\_  
Smith \_\_\_\_\_ Holbrook \_\_\_\_\_ Gray \_\_\_\_\_ Ainsleigh \_\_\_\_\_ Ferris \_\_\_\_\_

**9.0 ITEMS FOR DISCUSSION AND INFORMATIONAL ITEMS**

- 1. Fee Waiver Review – a review of the amount of fee waivers ARD has granted over the past five years. (Standing Finance Committee)

**10.0 BRIEF ANNOUNCEMENTS AND REPORTS FROM BOARD MEMBERS**

**No action will be taken at this time on any item announced or reported by a Board Member. The Board or a member of the Board may provide a reference to staff or other resources for factual information, request staff to report back to the body at a subsequent meeting concerning any matter so reported, or take action to direct staff to place a matter of business on a future agenda.**

**11.0 CORRESPONDENCE/COMMUNICATIONS AND INFORMATIONAL**

None.

\_\_\_\_\_ **12.0 PUBLIC COMMENT** This is the time wherein any person may comment on any item not on the agenda within the subject matter jurisdiction of the Board of Directors. After you are recognized by the Board Chairperson, please come to the lectern and state your name, and address for the record (optional). There is a time limitation of three minutes.

\_\_\_\_\_ **13.0 CLOSED SESSION**

**13.1 Public Employee Performance Evaluation. (Gov. Code, 54954.5, subd. (e), 54957.)**

**Title: District Administrator**

\_\_\_\_\_ **14.0 OPEN SESSION – REPORT/ACTION ON OR ABOUT CLOSED SESSION**

**ADJOURNMENT**

AUBURN AREA RECREATION AND PARK DISTRICT

This agenda is hereby certified to have been posted as follows:

12-12-14  
Date

1:00 PM  
Time

P. Larson  
Clerk to the Board

**SECTION: 5.0**

**ITEM: 5.1 REVIEW AND APPROVAL OF THE OCTOBER 30, 2014 , AND NOVEMBER 20, 2014 MINUTES OF THE BOARD OF DIRECTORS MEETING**

**DESCRIPTION:**

**INFORMATION: SEE ATTACHED MINUTES**

**STAFF RECOMMENDATION: BOARD OF DIRECTORS REVIEW & APPROVE MINUTES**

**FISCAL IMPACT:**

**Auburn Area Recreation and Park District  
Minutes  
of the Meeting of the Board of Directors  
Thursday, October 30, 2014, 6:00 p.m.  
Canyon View Community Center  
471 Maidu Drive  
Auburn, CA**

**Board Members**

**Present:** Acting Chairman Scott Holbrook  
Director Jim Gray  
Director Jim Ferris

**Board Members**

**Absent:** Director Curt Smith  
Director Gordon Ainsleigh

**Staff Present:**

Kahl Muscott, District Administrator  
Joe Fecko, Administrative Services Manager  
Larry Gray, Facilities & Grounds Manager  
Manouch Shirvanioun, Customer Service/Marketing Manager  
Sheryl Petersen, Recreation Services Manager  
Debbie Thomas, Youth Services Manager  
Patricia Larson, Recording Secretary

**1.0 CALL TO ORDER**

The Meeting of the Board of Directors was called to order at 6:02 p.m. by Vice Chairman Holbrook.

**2.0 INTRODUCTIONS, PRESENTATIONS AND ANNOUNCEMENTS**

None.

**3.0 AGENDA REVIEW, CHANGES AND APPROVAL**

A motion was made by Director Ferris and seconded by Director Gray to approve the agenda.

3 – 0 Motion carries.

**4.0 PUBLIC COMMENT**

None.

**5.0 CONSENT ITEMS**

- 5.1 Review and Approval of the September 25, 2014 Auburn Area Recreation & Park District Minutes of the Board of Directors and Minutes of the September 25, 2014 Friends of the Auburn Area Recreation & Parks, Inc. 501 c (3) Meeting**
- 5.2 Review of Cash Requirements for September, 2014 (Standing Finance Committee)**
- 5.3 Review of Financials for September, 2014 (Standing Finance Committee)**
- 5.4 Youth Sports Gender Equity Policy (Program, Personnel, Policy, Fee & Legal Review Committee)**
- 5.5 Proposed Legal Rate Increase (Program, Personnel, Policy, Fee & Legal Review Committee)**

A motion was made by Director Gray and seconded by Director Ferris to approve the consent calendar with items 5.4 and 5.5 being moved for discussion.

**Roll Call Vote**

3 – 0 Motion carries.

- 5.4 Youth Sports Gender Equity Policy (Program, Personnel, Policy, Fee & Legal Review Committee)**

A motion was made by Director Ferris and seconded by Director Gray to approve item 5.4.

3 – 0 Motion carries.

- 5.5 Proposed Legal Rate Increase (Program, Personnel, Policy, Fee & Legal Review Committee)**

A motion was made by Director Holbrook and seconded by Director Ferris to approve item 5.5.

3 – 0 Motion carries.

**6.0 ADMINISTRATOR’S AND DEPARTMENTAL REPORTS**

Board reports, the fee waiver log, project list and vandalism report were provided to the Board under separate cover.

**7.0 UNFINISHED BUSINESS**

**None.**

**8.0 NEW BUSINESS**

**8.1 Resolution Number 2014-23, Before the Governing Board of the Auburn Area Recreation and Park District County of Placer, State of California Adoption of Mid-Year Revised Budget, General Fund (Standing Finance Meeting)**

A motion was made by Director Gray and seconded by Director Ferris to adopt Resolution Number 2014-23, Before the Governing Board of the Auburn Area Recreation and Park District County of Placer, State of California Adoption of Mid-Year Revised Budget, General Fund.

**Roll Call Vote**

3 – 0 Motion carries.

**9.0 ITEMS FOR DISCUSSION AND INFORMATIONAL ITEMS**

None.

**10.0 BRIEF ANNOUNCEMENTS AND REPORTS FROM BOARD MEMBERS**

No action will be taken at this time on any item announced or reported by a Board Member. The Board or a member of the Board may provide a reference to staff or other resources for factual information, request staff to report back to the body at a subsequent Meeting concerning any matter so reported, or take action to direct staff to place a matter of business on a future agenda.

**11.0 CORRESPONDENCE/COMMUNICATIONS AND INFORMATIONAL**

None.

**12.0 PUBLIC COMMENT**

None.

**13.0 CLOSED SESSION – Closed Session was cancelled.**

**13.1 Public Employee Performance Evaluation. (Gov. Code, 54954.5, subd. (e), 54957.)**

**Title: District Administrator**

**ADJOURNMENT** - As there was no further business, the meeting was adjourned at 6:27 p.m. by Vice Chairman Holbrook.

\_\_\_\_\_  
Board Secretary

\_\_\_\_\_  
Date



**Auburn Area Recreation and Park District  
Minutes  
of the Meeting of the Board of Directors  
Thursday, November 20, 2014, 6:00 p.m.  
Canyon View Community Center  
471 Maidu Drive  
Auburn, CA**

**Board Members**

**Present:** Acting Chairman Scott Holbrook  
Director Jim Gray  
Director Gordon Ainsleigh

**Board Members**

**Absent:** Director Curt Smith  
Director Jim Ferris

**Staff Present:**

Kahl Muscott, District Administrator  
Joe Fecko, Administrative Services Manager  
Larry Gray, Facilities & Grounds Manager  
Sheryl Petersen, Recreation Services Manager  
Debbie Thomas, Youth Services Manager  
Patricia Larson, Recording Secretary

**1.0 CALL TO ORDER**

The Meeting of the Board of Directors was called to order at 6:04 p.m. by Vice Chairman Holbrook.

**2.0 INTRODUCTIONS, PRESENTATIONS AND ANNOUNCEMENTS**

None.

**3.0 AGENDA REVIEW, CHANGES AND APPROVAL**

A motion was made by Director Gray and seconded by Director Ainsleigh to approve the agenda.

3 – 0 Motion carries.

**4.0 PUBLIC COMMENT**

Cherry Dulaney, 182 Oak Street, Auburn, California gave public comment in support of the previous option # 3 for the pickleball courts. She asked for option # 3 to be re-considered by the Board.

A pickleball player gave public comment also in support of option #3.

Ken Gover gave public comment in support of pickleball.

Elinor Petusky gave public comment that all pickleball players are behind option #3 for the pickleball courts and requested the Board to place the item back on the agenda and vote on it.

The pickleball item will be on the December 2014 Acquisition & Development committee meeting agenda.

## **5.0 CONSENT ITEMS**

**5.1 Review and Approval of the October 30, 2014 Auburn Area Recreation & Park District Minutes of the Board of Directors**

**5.2 Review of Cash Requirements for October, 2014 (Standing Finance Committee)**

**5.3 Review of Financials for October, 2014 (Standing Finance Committee)**

A motion was made by Director Holbrook and seconded by Director Gray to approve the consent calendar with item 5.1 being tabled to the December, 2014 Board meeting.

### **Roll Call Vote**

3 – 0 Motion carries.

## **6.0 ADMINISTRATOR'S AND DEPARTMENTAL REPORTS**

Board reports, the fee waiver log, project list and vandalism report were provided to the Board under separate cover.

## **7.0 UNFINISHED BUSINESS**

**7.1 Recreation Park Solar Project (Acquisition & Development Committee)**

A motion was made by Director Holbrook and seconded by Director Ainsleigh to adopt Resolution Number 2014-24 authorizing the District Administrator to enter into a contract for the Recreation Park Solar Project with Sun Terra Solar and direct staff to remove the twenty year extended inverter warranty in the amount of \$6,817.00 upon consulting with the engineer, the project will move forward either way.

### **Roll Call Vote**

3 – 0 Motion carries.

## **8.0 NEW BUSINESS**

### **8.1 Bocce Ball Courts Update (Acquisition & Development Meeting)**

Public Comment was given by Don Dill, an Auburn, California resident in support of bocce ball courts.

A motion was made by Director Ainsleigh and seconded by Director Holbrook to accept the bocce ball court advocates offer of hosting a series of tournaments as the investment necessary to move the project forward.

#### **Roll Call Vote**

3 – 0 Motion carries.

### **8.2 Amending ARD Letter Policy (Program, Personnel, Policy Fee & Legal Review Committee)**

A motion was made by Director Gray and seconded by Director Holbrook to approve the amended policy on letters that come into the District Offices. Each Board Member will give direction to the District Administrator as to how they would like to have their letters given to them.

3 – 0 Motion carries.

### **8.3 Special Wage Subsidy (Standing Finance Committee)**

A motion was made by Director Ainsleigh and seconded by Director Holbrook to approve a special wage subsidy for all Auburn Area Recreation & Park District employees.

#### **Roll Call Vote**

3 – 0 Motion carries.

### **8.4 Special Wage Subsidy for the District Administrator (Standing Finance Committee)**

A motion was made by Director Holbrook and seconded by Director Gray to approve a special wage subsidy for the District Administrator.

#### **Roll Call Vote**

3 – 0 Motion carries.

## **9.0 ITEMS FOR DISCUSSION AND INFORMATIONAL ITEMS**

None.

**10.0 BRIEF ANNOUNCEMENTS AND REPORTS FROM BOARD MEMBERS**

No action will be taken at this time on any item announced or reported by a Board Member. The Board or a member of the Board may provide a reference to staff or other resources for factual information, request staff to report back to the body at a subsequent Meeting concerning any matter so reported, or take action to direct staff to place a matter of business on a future agenda.

**11.0 CORRESPONDENCE/COMMUNICATIONS AND INFORMATIONAL**

Correspondence was attached.

**12.0 PUBLIC COMMENT**

None.

**13.0 CLOSED SESSION – the Board went into Closed Session at 6:55 p.m.**

**13.1 Public Employee Performance Evaluation. (Gov. Code, 54954.5, subd. (e), 54957.)**

**Title: District Administrator**

**14.0 OPEN SESSION – Open Session began at 7:00 p.m.**

No reportable action,

**ADJOURNMENT** - As there was no further business, the meeting was adjourned at 7:00 p.m. by Vice Chairman Holbrook.

\_\_\_\_\_  
Board Secretary

\_\_\_\_\_  
Date

**SECTION: 5.0**

**ITEM: 5.2 REVIEW OF CASH REQUIREMENTS FOR  
OCTOBER, 2014**

**DESCRIPTION: ACCOUNTS PAYABLE**

**INFORMATION: SEE ATTACHED INFORMATION**

**STAFF  
RECOMMENDATION: THIS ITEM WAS REVIEWED BY THE STANDING  
FINANCE COMMITTEE AND FORWARDED TO  
THE BOARD OF DIRECTORS FOR REVIEW AND  
APPROVAL**

**FISCAL IMPACT: \$101,783.17**

Ranges: From: To: From: To:  
 Check Number First Last Check Date 11/1/2014 11/30/2014  
 Vendor ID First Last Checkbook ID UMPQ UMPQ  
 Vendor Name First Last

Sorted By: Check Date

\* Voided Checks

Check Number	Vendor ID	Vendor Check Name	Check Date	Checkbook ID	Audit Trail Code	Amount
11377	S1007	Stationary Engineers, Local 39	11/5/2014	UMPQ	PMCHK00002185	\$250.99
11378	S1010	State Disbursement Unit	11/5/2014	UMPQ	PMCHK00002185	\$87.50
11379	U0019	US Bank	11/7/2014	UMPQ	PMCHK00002186	\$15,177.88
11380	1099-104	Thomas Seibel	11/14/2014	UMPQ	PMCHK00002187	\$130.00
11381	1099-117	Juan Aceituno	11/14/2014	UMPQ	PMCHK00002187	\$422.50
11382	1099-147	Tom Isaac	11/14/2014	UMPQ	PMCHK00002187	\$253.50
11383	1099-193	Celena Polena	11/14/2014	UMPQ	PMCHK00002187	\$494.00
11384	1099-203	Susan Thomas	11/14/2014	UMPQ	PMCHK00002187	\$78.00
11385	1099-216	Gerald Harris	11/14/2014	UMPQ	PMCHK00002187	\$331.50
11386	1099-218	Auburn Gymnastics Center	11/14/2014	UMPQ	PMCHK00002187	\$500.50
11387	1099-243	Phillip Dallas	11/14/2014	UMPQ	PMCHK00002187	\$357.50
11398	1099-247	Clifford Johnson	11/14/2014	UMPQ	PMCHK00002187	\$156.00
11389	1099-252	Donna Lisa Otto	11/14/2014	UMPQ	PMCHK00002187	\$334.50
11390	1099-264	Philip Green	11/14/2014	UMPQ	PMCHK00002187	\$166.40
11391	1099-269	Deborah Lynn	11/14/2014	UMPQ	PMCHK00002187	\$97.50
11392	1099-277	Foothill Karake Do	11/14/2014	UMPQ	PMCHK00002187	\$156.00
11393	1099-288	Al Trimarchi	11/14/2014	UMPQ	PMCHK00002187	\$20.00
11394	1099-291	Isaac Humber	11/14/2014	UMPQ	PMCHK00002187	\$117.00
11395	1099-42	Guadalupe Cook	11/14/2014	UMPQ	PMCHK00002187	\$117.00
11396	A0001	Recology Auburn Placer	11/14/2014	UMPQ	PMCHK00002187	\$759.56
11397	A0014	AT&T	11/14/2014	UMPQ	PMCHK00002187	\$776.94
11398	A0027	Recology Auburn Placer	11/14/2014	UMPQ	PMCHK00002187	\$1,205.95
11399	C0061	California Computer Services	11/14/2014	UMPQ	PMCHK00002187	\$1,440.00
11400	C0075	Cintas Corporation	11/14/2014	UMPQ	PMCHK00002187	\$150.95
11401	C0111	CENTRAL VALLEY BROADBAND	11/14/2014	UMPQ	PMCHK00002187	\$189.90
11402	C0113	Cooks Portable Toilets & Septi	11/14/2014	UMPQ	PMCHK00002187	\$225.00
11403	D0025	Dawson Oil Company	11/14/2014	UMPQ	PMCHK00002187	\$1,568.68
11404	F0023	Jerry Fisher	11/14/2014	UMPQ	PMCHK00002187	\$39.96
11405	G0006	Gold Country Media Publication	11/14/2014	UMPQ	PMCHK00002187	\$74.95
11406	G0027	Giuliani & Kull, Inc.	11/14/2014	UMPQ	PMCHK00002187	\$1,625.00
11407	G0045	Greater Sacramento Softball As	11/14/2014	UMPQ	PMCHK00002187	\$20.00
11408	H0002	Harris Industrial Gases	11/14/2014	UMPQ	PMCHK00002187	\$116.40
11409	J0012	Deere Credit, Inc.	11/14/2014	UMPQ	PMCHK00002187	\$990.63
11410	K0011	Kaiser Foundation Health Plan,	11/14/2014	UMPQ	PMCHK00002187	\$17,851.00
11411	L0027	Pat Larson	11/14/2014	UMPQ	PMCHK00002187	\$33.37
11412	M0019	Kahl Muscott	11/14/2014	UMPQ	PMCHK00002187	\$96.04
11413	M0098	Meadow Vista County Water Dist	11/14/2014	UMPQ	PMCHK00002187	\$1,282.13
11414	M0099	George Eric Menig DBA Menig We	11/14/2014	UMPQ	PMCHK00002187	\$1,900.00
11415	N0003	Norris Electric, Inc.	11/14/2014	UMPQ	PMCHK00002187	\$72.00
11416	P0007	Pacific Gas & Electric Company	11/14/2014	UMPQ	PMCHK00002187	\$471.83
11417	R0066	Michael A. Willis	11/14/2014	UMPQ	PMCHK00002187	\$300.00
11418	S0084	Sacramento Kings	11/14/2014	UMPQ	PMCHK00002187	\$4,488.50
11419	S0094	Manouch Shirvanioun	11/14/2014	UMPQ	PMCHK00002187	\$89.99
11420	S0110	Sierra Sports Service	11/14/2014	UMPQ	PMCHK00002187	\$572.00
11421	S0131	Kasey Strauss	11/14/2014	UMPQ	PMCHK00002187	\$34.35
11422	S1000	State Of California/DOJ	11/14/2014	UMPQ	PMCHK00002187	\$106.00
11423	TEMPC	Sue Cirillo	11/14/2014	UMPQ	PMCHK00002187	\$148.00
11424	TEMPE	Vicki Edelstein	11/14/2014	UMPQ	PMCHK00002187	\$25.00
11425	TEMPF	Lorrie Freitas	11/14/2014	UMPQ	PMCHK00002187	\$61.05
11426	TEMPH	Rhonda Hunt	11/14/2014	UMPQ	PMCHK00002187	\$70.00
11427	TEMPW	Megan West	11/14/2014	UMPQ	PMCHK00002187	\$100.00
11428	TEMPY	Rani Youngman	11/14/2014	UMPQ	PMCHK00002187	\$65.00
11429	U0028	U.S. Bank Equipment Finance	11/14/2014	UMPQ	PMCHK00002187	\$383.82
11430	V0007	Verizon Wireless	11/14/2014	UMPQ	PMCHK00002187	\$263.52
11431	V0013	Pam Vann	11/14/2014	UMPQ	PMCHK00002187	\$42.11
11436	D0066	De Lage Landen	11/18/2014	UMPQ	PMCHK00002189	\$562.14

\* Voided Checks

Check Number	Vendor ID	Vendor Check Name	Check Date	Checkbook ID	Audit Trail Code	Amount
11432	1099-239	Macintosh-Oddo	11/20/2014	UMPQ	PMCHK00002188	\$1,579.50
11433	S1007	Stationary Engineers, Local 39	11/20/2014	UMPQ	PMCHK00002188	\$251.60
11434	S1010	State Disbursement Unit	11/20/2014	UMPQ	PMCHK00002188	\$87.50
11435	T0027	Debbie Thomas	11/20/2014	UMPQ	PMCHK00002188	\$73.22
11437	G0081	Larry Goodnough	11/21/2014	UMPQ	PMCHK00002190	\$257.92
11438	1099-104	Thomas Seibel	11/26/2014	UMPQ	PMCHK00002191	\$130.00
11439	1099-178	VDR Inc DBA K9 101	11/26/2014	UMPQ	PMCHK00002191	\$147.00
11440	1099-203	Susan Thomas	11/26/2014	UMPQ	PMCHK00002191	\$327.60
11441	1099-303	Robert Spencer, P.E.	11/26/2014	UMPQ	PMCHK00002191	\$2,500.00
11442	1099-304	Christina Taylor	11/26/2014	UMPQ	PMCHK00002191	\$738.00
11443	1099-305	Laura Daetz	11/26/2014	UMPQ	PMCHK00002191	\$87.75
11444	1099-49	Paula Duffy	11/26/2014	UMPQ	PMCHK00002191	\$858.00
11445	A1010	Advantage: Print, Marketing a	11/26/2014	UMPQ	PMCHK00002191	\$146.20
11446	B0051	Arlene Borman	11/26/2014	UMPQ	PMCHK00002191	\$37.50
11447	C0044	Gold Country Reg Chapter CSDA	11/26/2014	UMPQ	PMCHK00002191	\$25.00
11448	C0072	CIT Technology Fin. Serv., Inc	11/26/2014	UMPQ	PMCHK00002191	\$450.43
11449	C0111	CENTRAL VALLEY BROADBAND	11/26/2014	UMPQ	PMCHK00002191	\$129.95
11450	C0113	Cooks Portable Toilets & Septi	11/26/2014	UMPQ	PMCHK00002191	\$1,598.38
11451	D0015	Department of Social Services	11/26/2014	UMPQ	PMCHK00002191	\$968.00
11452	D0077	Dudek	11/26/2014	UMPQ	PMCHK00002191	\$8,957.50
11453	E0011	ECORP Consulting, Inc.	11/26/2014	UMPQ	PMCHK00002191	\$1,619.86
11454	G0077	Gold Country Water	11/26/2014	UMPQ	PMCHK00002191	\$88.00
11455	H0053	Holladay Concrete Constuction	11/26/2014	UMPQ	PMCHK00002191	\$4,950.00
11456	K0019	Kronick, Moskovitz, Tiedemann	11/26/2014	UMPQ	PMCHK00002191	\$187.50
11457	L0027	Pat Larson	11/26/2014	UMPQ	PMCHK00002191	\$34.53
11458	L0034	Line Side Solar	11/26/2014	UMPQ	PMCHK00002191	\$450.00
11459	L0094	Lincoln Equipment Incorporated	11/26/2014	UMPQ	PMCHK00002191	\$2,358.18
11460	M0048	Joanna McNutt	11/26/2014	UMPQ	PMCHK00002191	\$25.00
11461	P0007	Pacific Gas & Electric Company	11/26/2014	UMPQ	PMCHK00002191	\$11,304.66
11462	P0021	Petty Cash	11/26/2014	UMPQ	PMCHK00002191	\$316.36
11463	P0023	PG&E	11/26/2014	UMPQ	PMCHK00002191	\$118.72
11464	P1001	Principal Financial Group	11/26/2014	UMPQ	PMCHK00002191	\$2,276.97
11465	S0131	Kasey Strauss	11/26/2014	UMPQ	PMCHK00002191	\$37.50
11466	S0133	Shelly's Smart Shopper	11/26/2014	UMPQ	PMCHK00002191	\$750.00
11467	TEMPC	C.O.R.E. Placer Charter School	11/26/2014	UMPQ	PMCHK00002191	\$5.00
11468	TEMPP	Natalie Pohley	11/26/2014	UMPQ	PMCHK00002191	\$37.50
11469	TEMPR	Joy Reed	11/26/2014	UMPQ	PMCHK00002191	\$105.00
11470	X0002	P&G	11/26/2014	UMPQ	PMCHK00002191	\$311.00

Total Checks: 94

Total Amount of Checks: \$101,783.17

## **Item 5.3 Cover sheet – Claim Against ARD – Damaged Windshield**

**Auburn Area Recreation and Park District December, 2014 Board of Directors meeting**

### **The Issue**

Shall the Auburn Area Recreation and Park District (ARD) approve or deny a claim against ARD for a damaged windshield?

### **Background**

ARD policy on accidents and claims states the following (from the District Policy Manual):

- B. District Policy for Handling Claims Against the District. All claims will be directed to the District Administrator to handle pursuant to California Association for Park and Recreation Indemnity (CAPRI) guidelines. Any claim under \$5,000 will be handled by the District Administrator and sent to the Consent Calendar at the next available Board meeting. Claims without a dollar amount will be handled per CAPRI guidelines.

The California Association for Park and Recreation Indemnity (CAPRI) “Summary of Accident Handling Procedures” states the following:

### **CLAIMS**

If the claim is sufficient, it should be placed on the Board agenda for **action on its merits**. Notify the Claimant in writing of action taken by the Board.

A copy of the claim, investigation notes and picture is attached.

### **Recommendation for the Board of Directors**

Deny the claim from Darren Johnson. Third Party Administrator George Hills Company Inc. contracted by CAPRI, also recommends denying the claim. This denial is based on statements that the rock came from under the truck, most likely from a rock on the road.

### **Fiscal Impact**

No impacts if the claim is denied.

\$250+ if claim is approved.

### **Attachments**

Claim from Darren Johnson and accompanying investigation notes and information.



# VEHICLE ACCIDENT INVESTIGATION

## Auburn Area Recreation and Park District

123 Recreation Drive, Auburn, CA 95603-5427

(530) 885-8461

The District Investigator should complete this form after interviewing the district driver. After completing it, mail a copy to CAPRI and keep a copy for your files. All accidents should be reported, since there is always the potential for a claim. If an accident involves serious bodily injury or death, call CAPRI immediately, then follow up with a written report. **EMPLOYEE INJURIES SHOULD BE HANDLED ACCORDING TO WORKERS' COMPENSATION GUIDELINES.**

Date of Accident: 11-25-14 Time: 1:30 PM Accident Location: Auburn  
Injury(ies) Involved? (Y/N) N Property Damage to District or other Party? (Y/N) Y

### DISTRICT VEHICLE, DRIVER AND PASSENGERS

Driver Name: Gordon Arthur Guldager Injured? (Y/N) N  
Driver's License Number: D1757200 Age: 32 Sex: M  
Driving district vehicle? (Y/N) Y Driving Personally-owned vehicle? (Y/N) N  
Vehicle license no. : 1203737 Year: 2000 Make: Ford Model: F-450  
Passenger Name: \_\_\_\_\_ Injured? (Y/N) \_\_\_\_\_  
Passenger Address: \_\_\_\_\_ City, State, Zip: \_\_\_\_\_  
Home Phone: [REDACTED] Work Phone: (530) 308-9169 District Employee? (Y/N) Y

### OTHER VEHICLE, DRIVER AND PASSENGERS

Driver Name: Darren Johnson Injured? (Y/N) N  
Driver's License Number: [REDACTED] Age: \_\_\_\_\_ Sex: M  
Driver Address: [REDACTED] City, State, Zip: Auburn CA, 95603  
Home Phone: [REDACTED] Work Phone: ( ) \_\_\_\_\_ Employer? \_\_\_\_\_  
Vehicle license no.: \_\_\_\_\_ Year: \_\_\_\_\_ Make: Toyota Model: 4runner  
Insurance Company: \_\_\_\_\_ Phone: ( ) \_\_\_\_\_ Policy No.: \_\_\_\_\_  
Passenger Name: \_\_\_\_\_ Injured? (Y/N) \_\_\_\_\_  
Passenger Address: \_\_\_\_\_ City, State, Zip: \_\_\_\_\_  
Home Phone: ( ) \_\_\_\_\_ Work Phone: ( ) \_\_\_\_\_ Employer: \_\_\_\_\_

### OWNER OF OTHER VEHICLE (Complete only if different from Driver)

Owner Name: \_\_\_\_\_ Home Phone: ( ) \_\_\_\_\_  
Address \_\_\_\_\_ City, State, Zip \_\_\_\_\_ Work Phone: ( ) \_\_\_\_\_

**WITNESSES**

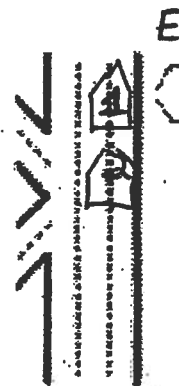
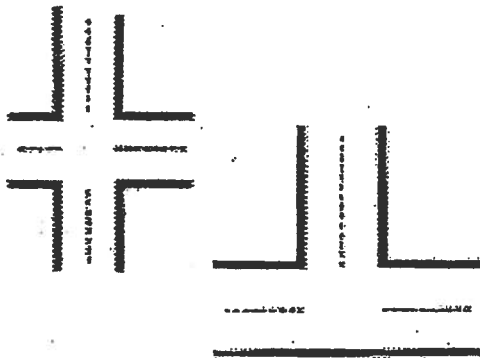
Name: \_\_\_\_\_ Home Phone: (\_\_\_\_) \_\_\_\_\_  
Address: \_\_\_\_\_ Work Phone: (\_\_\_\_) \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_ District Employee? (Y/N) \_\_\_\_\_

Name: \_\_\_\_\_ Home Phone: (\_\_\_\_) \_\_\_\_\_  
Address: \_\_\_\_\_ Work Phone: (\_\_\_\_) \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_ District Employee? (Y/N) \_\_\_\_\_

**ACCIDENT DESCRIPTION (Continue on Page 3 if additional space is needed.)**

Where did the accident happen? near Foresthill ext. Auburn CA  
Direction of travel of district vehicle: E Estimated speed of district vehicle: 55-65  
Direction of travel of other vehicle: E Estimated speed of other vehicle: 55-65  
Weather conditions: fair  
Traffic conditions: fair  
Describe what happened: I was Ahead of the vehicle & a rock hit windshield.  
Was a police report made? (Y/N) N Police Department: \_\_\_\_\_

**Draw the positions of the vehicles**



- 1 = District Vehicle
- 2 = Other Vehicle
- 3 = Other Vehicle
- 4 = Pedestrian

 **Indicate North**

11-25-2014

On The Date of 11-25-2014 while working in  
Meadovista, a man approached me and artie  
and said that a rock came out from under  
the dump truck and brock his windshield. we  
took his information and informed pet of  
the situation,

Jimmy Lockman

**Darren Johnson cracked windshield**

**Supplemental investigation notes**

12/2/14 Discussion with Auburn Area Recreation and Park District (ARD) employee Gordon Guldager  
Gordon said that Darren approached him in the Meadow Vista Park parking lot. Darren claimed that a rock came from the ARD truck. Gordon said that the ARD truck was clean and saw no loose debris.

12/2/14 Discussion with Auburn Area Recreation and Park District (ARD) Employee Larry Goodnough  
Larry was waiting for the Gordon and the truck to arrive at Meadow Vista Park. Larry said that Darren claimed the rock came from under the truck, then said it came from the tow hitch. Larry looked at Darren's windshield and noted a small chip. Larry said the ARD truck was clean.

## Kahl Muscott

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**From:** Joe Fecko  
**Sent:** Tuesday, November 25, 2014 2:46 PM  
**To:** Larry Gray; Pat Shane; Kahl Muscott  
**Subject:** FW: Chipped Windshield  
**Attachments:** photo.JPG

**From:** djohnson [mailto:~~XXXXXXXXXXXX@XXXXXX~~]  
**Sent:** Tuesday, November 25, 2014 2:43 PM  
**To:** Joe Fecko  
**Subject:** Chipped Windshield

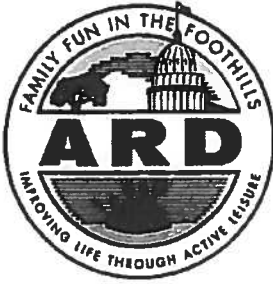
Joe,

Here is the picture I have from the residual debris on the hitch. The gravel or rocks that I saw come off the truck on the freeway in front of me were even larger. I also saw more debris coming off the truck on Placer Hills Road. Thanks for your help.

Darren

--

Sent from my Android phone with [mail.com](mailto:) Mail. Please excuse my brevity.



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## AUBURN AREA RECREATION AND PARK DISTRICT

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11/25/14

Darren Johnson  
131 Hidden Glen Dr.  
Auburn, CA 95603

Dear Mr. Johnson:

Your notice of sustaining certain damages or injury has been received. However before we can act, a formal claim must be submitted as required by the Government Code. If you wish to file a claim against the district, your claim can simply be in the form of a letter to the Board of Directors of the Auburn Area Recreation and Park District and must include:

Your name and address.

Address (if different) where any notice is to sent.

The date, place and circumstances of the occurrence or transaction which gave rise to the claim.

A general description of the indebtedness, obligation, injury, damage, or loss incurred, so far as it may be known at the time of the presentation of your claim.

The name(s) of the employee (s) causing the injury, damage or loss, if known.

The amount claimed as of the date of the presentation of your claim, including an estimate of any future amount. Also state the basis of computation of the amount claimed.

The letter must be signed and dated by you or some other person on your behalf.

This letter is not intended to imply acceptance, lateness, insufficiency or denial of a claim.

Should you have further reason to contact the district concerning this matter, please telephone me at (530) 885-0611 ext. 102.

Sincerely,

Kahl Muscott  
District Administrator

11/25/14

Kahl Muscott  
District Administrator, ARD  
471 Maidu Drive, Auburn, CA 95603

Mr. Muscott:

On November 25, 2014 at approximately 1:20pm I was on Interstate 80 eastbound approaching the Russell Road exit in Auburn. As I was approaching the exit, I saw a small dump truck ahead of me in the slow lane dropping debris from the back of the truck; immediately gravel and other debris hit the front of my vehicle including a large piece that hit my windshield on the right hand side leaving a large chip and cracking. There were no other vehicles nearby except for the ARD vehicle. I followed the vehicle, which ended up going to the Meadow Vista Park, to get the drivers information. Two more times I witnessed debris falling from the vehicle, once on I-80 and once on Placer Hills Road. When the truck stopped at Meadow Vista Park I saw that a backhoe was waiting to dump more dirt and debris into the back of the dump truck. Upon checking the back of the dump truck I saw debris on the hitch of the truck that had fallen from the bed of the truck (see picture). This is the area from where I had seen debris falling from the truck. I spoke to the driver Artie who tried to find the insurance information to no avail.

It is clear to me that the debris falling from the ARD truck was the cause of my damaged windshield. I seek replacement of my windshield to match its pre-existing condition. I believe ARD's insurance should cover this claim and associated costs. Replacement windshields I have priced out are in the \$200 to \$250 range. I expect to hear a reply in a timely fashion regarding the next steps in getting this problem rectified. I appreciate your attention in this matter. I have sent a copy of this letter to the ARD Board of Directors as well per your email.

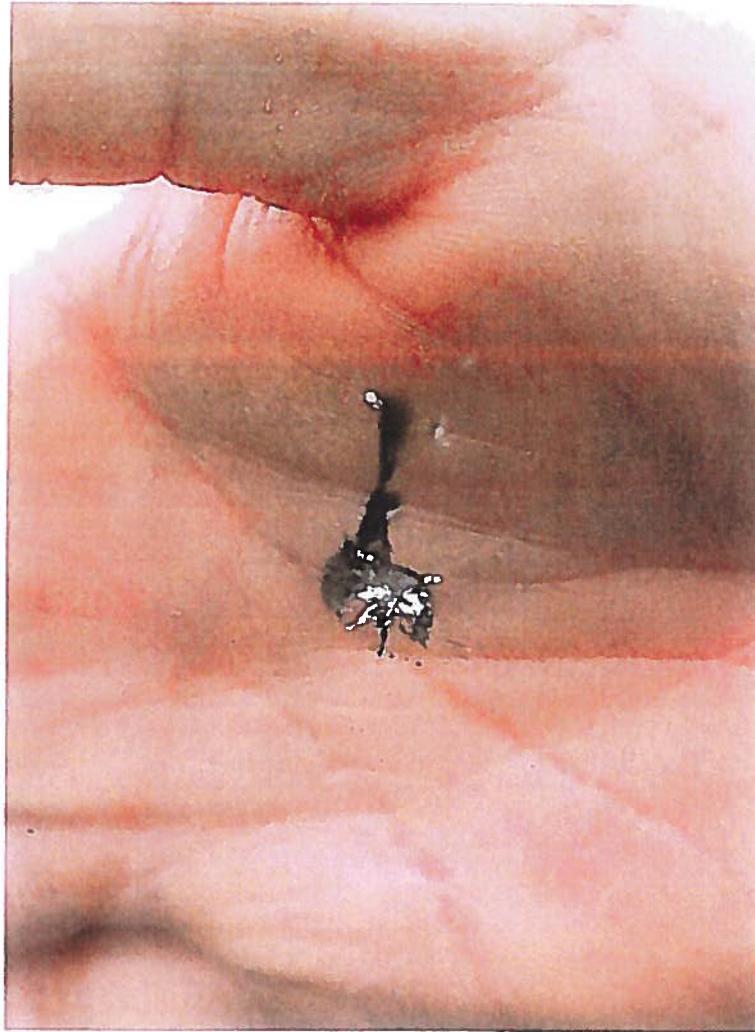
Sincerely,



Darren Johnson  
[REDACTED]  
Auburn, CA 95603  
Ph: 530. [REDACTED]







## **Item 5.4 Cover sheet – ARD Personnel Manual Amendment – Employee Compensation Reporting**

**Auburn Area Recreation and Park District (ARD) December, 2014 Policy Committee meeting; Board of Directors meeting, December, 2014**

### **The Issue**

Shall the Auburn Area Recreation and Park District (ARD) consider amending the ARD Personnel Manual to address state mandated employee compensation reporting?

### **Background**

For several years, ARD has reported employee compensation information to the California State Controller's Office. This reporting is mandated by California state law (CA Govt. Code 53891).

Beginning January 1, 2015, AB 2040 will require local agencies that maintain websites to post the annual compensation of their elected officials, officers, and employees on their websites in a conspicuous location or provide a link to the [Government Compensation in California website](#) also in a conspicuous location.

Director Holbrook inquired about adding language to the ARD Personnel Manual that would address these state requirements. A quick survey of other special districts found that, while no other District currently includes such language in their personnel manual, most plan to add language in the future.

Possible new language to insert into the ARD Personnel Manual is provided below (in red):

#### **1.1. Compliance with Legal Requirements**

##### **A. Compliance with Department of Justice Custodian of Records Duties**

1. The District Administrator and/ his or her designee shall maintain all records required law.
2. Personnel information is confidential and shall not be given to any other person or agency not authorized by law to receive it.

##### **B. Compliance with State Controller's Office Employee Compensation Requirements**

1. The District will report employee compensation information to the California State Controller's Office, per CA Government Code 53891. This information is part of the public record and is made available on the State Controller's Office website.
2. The District will provide a link on the front page of the District's website to the California Controller's Office "Government Compensation in California" website, per CA Government Code 53908.

##### **C. Employee and Volunteer Screening**

1. Public Resource Code section 5164 prohibits recreation and park districts from hiring anyone on a paid or volunteer basis into a position with supervisory or disciplinary

responsibilities over minors, if that person has been convicted under Penal Code Section 220, 261.5, 262, 273a, 273d, 273.5, or 290.

**Recommendation for the Board of Directors**

Review and approve the proposed new policy language to be added to ARD's Personnel Manual.

The Policy Committee recommended approving the new policy language. The committee recommended sending this item to the Consent Calendar on the December, 2014 ARD Board of Directors meeting agenda.

**Alternatives available to the Board of Directors**

- 1) Review and direct staff to provide more information; send back to the January Policy Committee
- 2) Do not add new language to the ARD Personnel manual.

**Fiscal Impact**

NA

**Attachments**

Frequently Asked Questions from the California State Controller's Office website.



**Controller John Chiang**  
California State Controller's Office

# Government Compensation in California

[GCC Home](#)[Browse](#)[Search](#)[Report Builder](#)[Raw Export](#)[About the Data](#)[Tutorials/FAQ](#)[Glossary](#)[Contact Us](#)[GCC Home](#) » Tutorials

8+1

## Tutorials

Watch videos on YouTube to learn more about how to use this website.

- Controller's Introduction - [Watch video](#) | [Read script](#)
- Introduction to this Site - [Watch video](#) | [Read script](#)
- Browsing the Site - [Watch video](#) | [Read script](#)
- Searching the Site - [Watch video](#) | [Read script](#)
- Making Charts - [Watch video](#) | [Read script](#)
- Comparing Salaries - [Watch video](#) | [Read script](#)
- Exporting Raw Data - [Watch video](#) | [Read script](#)

## Frequently Asked Questions

### Q: Why did the Controller's Office create the Public Pay website?

A: The Controller created this site in the wake of the 2010 salary scandal in the City of Bell to promote government transparency and help prevent such problems from ever happening again.

[Click here](#) to watch a video detailing the Controller's philosophy behind the site.

### Q: What authority does the Controller have to post the data?

A: The Controller requires local governments to include the data in their annual financial transactions reports, under Government Code section 53891.

### Q: Does the site include employees who work overtime and part time?

**A:** The site includes all employees with wages reportable on a Federal W-2 form.

**Q: Why are wages for some positions greater than the maximum salary listed for the related classification?**

**A:** Some individuals receive other forms of compensation, including bonuses or premium pay. Position listings do not distinguish between full-time and part-time employees. Contact the employing local government for more details.

**Q: Why does the site have a disclaimer stating that the Controller's Office is not responsible for accuracy of the information?**

**A:** Data is self-reported by governments and is not verified by the Controller's Office. For questions about a specific position, users are encouraged to contact the related entity.

**Q: What if I just want to download raw data?**

**A:** [Click here](#) to select which raw data to download.

**Q: How often is the site updated?**

**A:** The Controller's Office works with government entities to obtain fresh data annually. [Click here](#) for a publishing schedule.

**Q: Why doesn't the site have the same entity-type data for all years (For example, why is there no 2009 community college district data)?**

**A:** The site has expanded over time to include more classes of data. Community college district data was introduced beginning with 2011 values.

**Q: Does the site distinguish between compensation totals for full-service and contract cities?**

**A:** No. Full-service cities have employees to handle vital services such as police and fire protection. Contract cities hire third parties to cover some or all of these services. On this site, only reported full- and part-time positions are listed. Contracted positions are not included. Therefore, a full-service city may have a higher compensation total than a contract city. Please contact individual cities to determine if they currently contract out some services.

**Q: If an entity does not have any paid employees, does it still need to file a report for this website?**

**A:** Yes. We require that governing officers are included in the report, even if they are unpaid.

**Q: What should I do if the data appears to be inaccurate or if I have questions**

**SECTION: 6.0**

**BOARD REPORTS, FEE WAIVER LOG, PROJECT LIST AND VANDALISM REPORTS**

**INFORMATION:**

**SEE ATTACHMENTS**

**District Administrator**  
**Report to the Board of Directors**  
**December, 2014**

- The Stella Irving Dance Studio at Recreation park was flooded during a heavy rainstorm on 12/3. There was approximately 2” of standing water in the room, including a side hallway. Some of the water also leached into the Customer Service office. The cause of the leak was clogged drains in the back alley. The drains and alley had all been cleared that day. As a matter of fact, we even had employees on the roof blowing off leaves and pine needles in preparation for the storm. Unfortunately, the high winds knocked off all of the leaves and needles remaining on the trees. Then the torrential downpour hit and we ended up with a mess. Larry and Pat were in until after 10pm pushing the water out. Staff has been working to dry out the dance floor and tile floor underneath it. The dance floor (a rolled-out, heavy vinyl type floor) has been treated for mold. As of the writing of this report, it appears that we will be able to salvage the floor.
- There was no other major damage from the heavy rains – just lots of clean-up of leaves and other debris.
- We have been informed that PG&E and Placer Land Trust have finally come an agreement on some of the language in the Transaction Agreement documents related to Christian Valley (and eventually Bell Rd.). This has been a bit of a log jam over the past few months, so it is good that progress is being made.
- Work will begin on installation of the gates in front of Overlook Park in the next couple of weeks (weather dependent). This will also include changing some of the parking stalls and adding an ADA compliant cut in the curb near the modular building.
- We were able to purchase a good amount of almost new pool and lifeguard equipment (backboards, rescue tubes, pace clocks) at fire-sale prices from the Courthouse Athletic Club.
- ARD had another nice float in the Festival of Lights parade.

**Meetings and events attended**

12/2: Rotary  
12/2: Auburn City Council meeting  
12/5: Juli Land-Marx, new ARD webmaster  
12/6: Festival of Lights Parade  
12/8: Finance Committee  
12/8: Acquisition and Development Committee  
12/9: Rotary  
12/10: ARD Safety Committee  
12/10: Policy Committee  
12/11: Children’s Christmas Faire  
12/12: ARD Employee Holiday party

**Meetings and events scheduled to attend**

12/16: Rotary

**Administrative Services Manager**  
**Report to the Board of Directors**  
**December, 2014**

Staff expects that the solar project at Recreation park will be completed by the end of January or beginning of February.

The Verizon cell tower will also be a January project scheduled to be completed by February. Staff is also beginning the budget process for the fiscal 2015/2016 year. We will be taking input from the managers beginning in January and hope to have a preliminary budget to the Board in February.

**Facilities & Grounds Manager**  
**Report to the Board of Directors**  
**December, 2014**

Leaf cleanup all parks (including building entries, walkways, lawns, and landscape areas).  
Remove problem tree in the front of the CVCC building (roots causing the sidewalk to rise and becoming a foot hazard).  
Remove/stump grind stumps at CVCC (3 stumps done by outside contractor).  
Replace existing main entry walkway at CVCC building (outside contractor).  
Mulberry tree pruning at Regional Park.  
Install opaque window covering in the Recreation Gym (provide sun shade for Pickle Ball play).  
Prepare float for Festival of Lights Parade.  
Scheduled daily trash pickup and bathroom cleaning.  
Prepare inspection reports for all District parks, buildings, modulars, playgrounds and pools.  
Repair storm damage to the Stella Irving Room dance floor (remove flooring, clean and dry, then reinstall).  
Cleanup downed tree at Ashford Park (near shop area).  
Daily cleanup of goose droppings at Regional Park.  
Daily raking of playgrounds and sand volley ball courts.  
Daily cleaning of all District buildings.  
Mowing of District turf areas (including CVCC and Recreation ball fields).

**Landscape Architect**  
**Report to the Board of Directors**  
**December, 2014**

- **Miscellaneous Items:** Miscellaneous project research, update of project lists, monthly Board report. Miscellaneous project coordination with Larry Gray. Meeting with various staff to discuss projects and processes. Update monthly project list and Board report.
- **PGE Land Trust Donation Application:** Continued communication with PG&E and Stewardship Council. Staff meetings and ongoing communication with Placer Land Trust, PG&E and Stewardship Council. Review of current draft of Bell Road Management Plan. Review Bell Road Level One ESA report. Coordination with consultant.
- **Bike Park/Pump Track Project:** Continued work on Project Description narrative for CEQA/NEPA document. Coordination with Dudek on miscellaneous studies and project narrative. Review 30% complete site plan/grading plan and coordinate with engineer. Staff meetings. Prepared initial proposal to Reclamation and responses to their follow up questions.



- Railhead Park Improvements: Miscellaneous staff meetings, preparing bid specifications and making final drawing changes for bidding project. Created specifications and soliciting bids from recreation suppliers for the metal shade structure building.
- Bureau of Reclamation Operation and Development Plan: Ongoing work on documents. Multiple staff meetings, review of emails from Bureau, work on outline and draft document. Coordination with Dudek on document and preliminary studies.
- Bell Road Enhancement Project: Miscellaneous emails and phone calls with Stewardship Council.
- Recreation Park Restroom Remodel: Soliciting bids from contractors.
- Bocce Ball: Meetings and emails. Research for A&D, follow up with bocce committee.
- Recreation Park Solar Panel Project: Prepare contract documents, coordination with contractor. Staff coordination.
- Pickleball Courts: Research and meetings. Staff meetings.
- Meadow Vista Entry Landscape: Coordination with Max Schultz who is the Eagle Scout volunteering to build the structure. Coordination with maintenance staff.
- CVCC Entry remodel: Coordination with maintenance staff for tree removal. Working with concrete contractor to replace front entry sidewalks to repair tripping hazards.

**Customer Service/Marketing Manager**  
**Report to the Board of Directors**  
**December, 2014**

11/13/14-12/10/14    11/14/13 -12/10/13

Activity Registrations	\$15,000	\$14,000
Day Care/Discovery payments	\$18,000	\$19,000
Facility payments/reservations	\$ 5,000	\$ 5,000

Staff is working on getting the new Winter/Spring 2015 activities in the system. I continue to be active in the community to promote ARD and our programs.

**Recreation Services Manager**  
**Report to the Board of Directors**  
**December, 2014**

- Meetings attended: AAUW, VFCAL
- Met with Student Interns-Independent Contractors
- Proofed Winter/Spring Activity Guide – Distribution after Christmas
- Hosted Holiday Craft and Gift Faire, 47 vendors.
- Met with Auburn Community Service Day group.
- Met with Juli, worked on calendar of events for 2015
- Wrote thank you notes to 2014 sponsors.
- Crafted YDL basketball schedule with Georgetown and Bear River added.
- Sent articles for publication to Journal, Sentinel and Messenger

**AAUW-American Association of University Women, SHF-Auburn Senior Health Fair, PIP-Party in the Park, VFCAL-Valley Foothills Competitive Aquatics League , ACF-Auburn Community Festival, WIN- Women in Network**

**Coming up this Month**

<b>December 29-31</b>	<b>Winter Day Camps</b>	<b>Various Locations</b>
<b>January 1</b>	<b>New Year's Day</b>	<b>Offices Closed</b>
<b>January 3</b>	<b>Lifestyles Expo</b>	<b>Regional Gym</b>
<b>January 10</b>	<b>YDL Basketball Games Begin</b>	<b>Regional/Recreation Gyms</b>
<b>January 19</b>	<b>MLK Jr Birthday</b>	<b>Offices Closed</b>

**Youth Services Manager**  
**Report to the Board of Directors**  
**December, 2014**

- Day Camp attendance during November was slightly above last year's. The campers had fun learning about China, Germany and Madagascar during Thanksgiving break.
- Planning and purchasing for Winter Break day camp Dec. 22 through Jan. 5<sup>th</sup>.
- Christmas Faire at the Gold Country fairgrounds on Thursday, Dec. 11<sup>th</sup>.
- Special thanks to Larry's crew for replacing the storage shed between the day camp modulars before the bad weather hit.
- Preparations made for winter weather at sites: flashlights, batteries, rock salt, signs regarding slippery walkways and reminders of our closure policy, outside lightbulbs replaced or in working order.

FEE WAIVER LOG

DATE	NAME	ORGANIZATION	RENTAL FEES	CUSTODIAL AND PERMIT FEES	WAIVED FEES	CO-SPONSORED EVENT	MONTHLY TOTAL	YTD TOTAL
Apr-14	Craig Thornley	Western States Endurance Run-Sierra Room	\$135.00	\$60.00 Staffing fee \$30.00 Alcohol permit	\$135.00	No		
Apr-14	Krista Greenlee	Auburn Marmalade Synchronized Swim Team-Sierra Room	Internal Resv.	\$100.00 Staffing fee \$30.00 Alcohol permit		Yes		
Apr-14	Jessica Sanchez	Mountain Mom's & Little Folks-Recreation Picnic site	\$90.00	\$30.00	\$90.00	No		
Apr-14	Patrick King	Auburn Moose Lodge-Recreation Picnic sites	\$100.00	\$30.00	\$100.00	No		
Apr-14	Jim Northey	Fundraising for a cancer patient-Recreation Gym	\$290.00	\$120.00	\$290.00	No		
Apr-14	Karen Neal	Cub Scouts-Pack 6 Meadow Vista-Regional Picnic sites & Amphitheater	\$190.00	\$10.00	\$190.00	No		
							\$605.00	\$605.00
May-14	Chris Pektert	Freedom Church-Regional Picnic 1	\$50.00	\$30.00	\$50.00	No		
May-14	Robin Griffiths	Placer Hills Union School-Meadow Vista picnic 1,2 &3	\$150.00	\$90.00	\$150.00	No		
May-14	Judy Suter	Western States Trail Foundation-Board Room	\$120.00	\$0.00	\$120.00	No		
May-14	Norm Kendall	Gold Country Amuttee Support Group-Regional Picnic 1	\$75.00	\$30.00	\$75.00	No		
May-14	Sunny Hayner	Sierra Foothills VA Clinic-Using the Regional Park walk path	\$0.00	\$30.00	\$0.00	No		
							\$395.00	\$1,200.00
Jun-14	Laura Moore	Girl Scout Troop 684-Kitchen at Recreation Park Building	\$100.00	\$30.00	\$100.00	No		
Jun-14	Cindy Cuffe	Placer ARC-Adult Achievement Center	\$150.00	\$30.00	\$180.00	No		
							\$280.00	\$1,480.00
Jul-14	Barb Webb	Placer Hills Education Foundation Fundraiser Picnic sites at MV Park	\$225.00	Alcohol Fee \$30.00 Custodial Fee \$100.00	\$225.00	Yes		
Jul-14	Joe Hernandez	Sierra Foothills Cycling Club- Picnic sites at MV Park	\$50.00	\$30.00	\$50.00	No		

FEE WAIVER LOG

DATE	NAME	ORGANIZATION	RENTAL FEES	CUSTODIAL AND PERMIT FEES	WAIVED FEES	CO-SPONSORED EVENT	MONTHLY TOTAL	YTD TOTAL
Jul-14	Lindsey Billings	Auburn Outlaws Roller Derby-Front parking lot and Recreation Kitchen	\$248.00	\$30.00	\$248.00	Yes		
							\$523.00	\$2,003.00
Aug-14	Susan Rushton	Auburn Branch AAUW-Susan Rushton Regional Gym and Lakeside Room	\$2,160.00	\$90.00	\$2,160.00	Yes		
							\$2,160.00	\$4,163.00
Sep-14	Dennis Koehn	Auburn Elks Lodge-Picnic area at Recreation Park	\$50.00	\$30.00	\$50.00	No		
Sep-14	Amanda Elzy	Mountain Moms & Little Folks-Gazebo at Recreation Park	\$100.00	\$30.00	\$100.00	No		
Sep-14	Douglas Marquand	ARD Sholokan Karate-Picnic site at Regional Park	\$50.00	\$30 custodial and \$30 alcohol permit	\$80.00	Yes		
Sep-14	Barb Webb	Collax High Leadership-Meadow Vista Picnic sites	\$225.00	\$90.00	\$225.00	No		
Sep-14	Bob Snyder	Leadership Auburn Alumni-Splash Pool area	\$200.00	\$50.00 staffing	\$200.00	Yes		
							\$625.00	\$4,788.00
Oct-14	Courtney Portlock	Out of the Darkness Walk-Suicide Prevention-Railhead Field A	\$109.80	\$30.00	\$109.80	Yes		
Oct-14	Barbara Crowell	Senior Health Fair- Regional Gym and Lakesdler Room	\$1,790.00	\$360.00	\$1,470.00	Yes		
Oct-14	Brandee Ambrosia	AAUW-Foothills Room	\$160.00	\$70.00	\$160.00	No		
							\$1,739.80	\$6,527.80
Nov-14	Will Taylor	Placer County Health & Human Services-Recreation Picnic & Gazebo-Recovery happens	\$270.00	\$90.00	\$270.00	Yes		
Nov-14	Diana Boyer	FATRAC-Lakeside Room-	\$220.00	\$30.00	\$250.00	No		
Nov-14	Patrick Little	Special Olympics-Recreation Gym	\$760.50	\$195.00	\$760.50	Yes		



2014/2015 Project List

PROJECT	Est. Cost	Notes	Est. completion date
<b>Ashford Park</b>			
Restroom Remodel	35,000	Project Completed	Jul-14
<b>Recreation Park</b>			
Lower RR replacement	45,000	Drawings Completed. Soliciting bids for restroom remodel.	Apr-15
Bocce Ball Courts	130,000	Project approved by Board. Working on final construction documents for bid.	TBD
Solar at community center building	225,000	Contract cost approved by Board with SunTerra. Staff working on contract with SunTerra..	Apr-15
<b>Regional Park</b>			
24 Acres Walking Path - In Kind	235,000	DG pathway by Western Care; continued environmental approval issues	TBD
MP Field Improvements	12,500	Project completed.	July, 2014
Field C Lights	12,000	Project completed	Sep-14
Pickle Ball court (convert tennis court)	25,000	Staff working on site analysis for December A&D meeting.	Apr-15
Lakeside Room roof replacement	24,000	Project completed	May-14
<b>Canyon View Community Center</b>			
Bike Park - incl Design and CEQA	80,000	30% plan complete. Proposal packet sent to Reclamation. CEQANEPA in progress.	Jun-15
<b>Railhead Park</b>			
Shade Structure and Hardscape	125,000	Project going to bid in December. Staff working on bid documents and plans.	Jul-15
Playground Replacement	61,000	Project to be completed in Spring of 2015 with remainder of landscape renovation	Jul-15
<b>Meadow Vista Park</b>			
Entrance landscape/shade structure	20,000	Concrete work complete. Boy scouts working on shade structure.	Apr-15
<b>Operation and Development Plan</b>			
CEQA/NEPA costs	25,000	Staff working on O&D narrative document. Dudek working on various studies for the CEQA/NEPA.	Mar-15
Total Projects Fiscal Year	1,054,500		
Updated December 2, 2014			

Dec-14

**Vandalism Report**

DATE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS
28-Nov-14	Walking Path	Graffiti on concrete wall	\$20.00	\$15.00 paint
12/1/2014	Regional Park bathrooms behind maintenance shop	Paper towel dispensers broken	\$20	\$40.00, two paper towel dispensers
12/3/2014	Overlook Modular	Exterior 110v receptacle cover broken off, homeless issue	\$10	\$10.00 new electrical cover
12/4/2014	Regional Shop Bathrooms	Tore out divider separating urinal from sink	\$20	\$15.00 new brackets

Total	Total
Labor	Material
Total for	Total for
Year	Year
\$3,285.00	\$6,593.42
\$70.00	\$80.00

Nov-14

**Vandalism Report**

DATE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS
27-Oct-14	Overlook	Chain barrier & posts taken out and broken	\$155.00	\$0.00
11/5/2014	CVCC/REC/Railhead/ Overlook	Signs that have been damaged beyond repair, graffiti, etc	\$240	\$320, new signs required
11/6/2014	Dry Creek Picnic Area	Toilet Paper dispensers ripped out of portable toilets	\$20	\$15, new dispensers
11/6/2014	Railhead	Graffiti in men's restroom	\$25	\$0, paint
11/9/2014	Regional Park	Broke in to two sheds	\$40	\$200, two weed eaters that were decommissioned but kept for parts
		<b>Total</b>	<b>\$480.00</b>	<b>\$535.00</b>
		<b>Total for</b>	<b>\$3,215.00</b>	<b>\$6,513.42</b>
		<b>Year</b>		



Oct-14

### Vandalism Report

DATE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS
9/26/2014	Recreation Park	Attempted breakin to 310E Building	\$20	\$15, new lock
9/26/2014	Recreation Park	Little League storage shed attached to 310E Building break in	\$0	\$0
10/3/2014	Recreation Park	Break in to James Field locker room and snack bar	\$40	\$15, new lock
10/3/2014	Beggs Field	Snack Bar broken into	\$0	\$15, new lock
10/10/2014	Overlook	Took locks and chain	\$40	\$125, chain and three locks
10/19/2014	Skate Park	Graffiti on wall	\$40	\$35, paint

Total Labor	\$140.00	Total Material	\$205.00
Total for Year	\$2,735.00	Total for Year	\$5,978.42

Sep-14

## Vandalism Report

DATE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS
9/3/2014	Regional	Broke all toilet paper and toilet seat fixtures in womens restroom behind shop	\$40	\$80, new receptacles for toilet paper and toilet seat covers
9/8/2014	Recreation Park	Graffiti on park tables	\$30	\$25, paint to cover over graffiti
9/12/2014	Recreation Park	Damaged metal park signs, bent/twisted them/some ripped off posts	\$25	\$5, bolts & nuts, no signs replaced
9/13/2014	Regional Park	Graffiti in portable toilets at Dry Creek	\$20	\$25, graffiti remover
9/16/2014	Regional Park	Broke water spiket off at A- Field	\$30	\$29, parts for repair
9/16/2014	Railhead Park	Graffiti/Blood in restrooms	\$50	\$25, graffiti remover
		<b>Total Labor</b>	<b>\$195.00</b>	<b>\$189.00</b>
		<b>Total for Year</b>	<b>\$2,595.00</b>	<b>\$5,773.42</b>

8/1/2014

Vandalism Report

DATE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS
7/29/2014	Railhead Park	Graffiti in men's restroom	\$20	\$15, paint
7/31/2014	Overlook	Graffiti in men's restroom and on skate park wall	\$40	\$30, paint
8/3/2014	Placer Hills Pool	Broke mosaic, one mosaic taken, broke into storage unit and threw contents on top of pool cover	\$40	Unknown value of stolen mosaic and repair of damage \$100, replace storage container
8/6/2014	Overlook	cut two chains across road, destroyed 36' of protective insulation for cable & 20' of pvc	\$40	\$230, replacement items that were damaged or taken, chain & insulation
8/7/2014	Dog Park	Broke a memorial concrete bench	\$40	\$200
8/8/2014	Dog Park	Broke a memorial concrete bench and a table	\$40	\$500
8/8/2014	Rec Building, in front of Stella Rm	Remains of a drinking event broke off electrical covers	\$20	\$30, replace electrical covers
8/11/2014	Dog Park	Broke in to donation box, cut a small section of fence, re-located concrete bench	\$20	\$300

8/11/2014	Regional	Motor cycle crashed into chain link fence on soccer field	\$0	Eagle Fence providing estimate
8/12/2014	Railhead	Graffiti in restrooms	\$40	\$30, paint over graffiti
8/12/2014	Skate Park	Graffiti on wall	\$20	\$20, paint over graffiti

Total	Total
Labor	Material
Total for	Total for
Year	Year
\$2,400.00	\$5,584.42
\$320.00	\$1,455.00

Jul-14

Vandalism Report

DATE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS
6/20/2014	Regional Park	Two 50' electrical cords taken after PIP	\$0	\$400
6/22/2014	Overlook	Graffiti in restrooms	\$20	\$20, graffiti remover
6/26/2014	Regional Park	Door to janitor closet at Regional Comm Ctr	\$0	\$142 additional cost for door replacement due to vandalism
6/26/2014	Regional Park	Electrical outlet covers broken by homeless	\$40	\$58.38, replacement covers
7/2/2014	Reg Comm Ctr	Doors damaged to attempted breakin, locksmith required		\$185.47, replacement parts for locking mechanisms
7/10/2014	Recreation Park	Men's stall door in back park bathroom torn off hinges	\$40	\$35, replacement part
7/11/2014	Recreation Park	Mens' stall door in Community Center torn off hinges	\$30	\$10, replacement parts
7/11/2014	Railhead Park	Graffiti in restrooms	\$20	\$25 paint to cover graffiti

Total	Total	
Labor	\$150.00	Material
Total for		Total for
Year	\$2,080.00	Year
		\$4,129.42

Jun-14

Vandalism Report

DATE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS																				
5/22/2014	Regional Gym Janitors Closet	Broke through door to gain access to closet	\$40	\$350, new door, protective plate, dead bolt, and re-key dead bolt																				
05/28/14	Sierra Pool	Screen to window cut	\$20	\$26 re-screen																				
5/28/2014	C Field @ Regional	Cut electrical wires in christy boxes	\$400																					
6/9/2014	Rec Park Men's gym bathroom	Window screen torn	\$0	\$7.21 re-screen																				
6/11/2011	Regional Park	Shop bathrooms, men's	\$40	\$35, graffiti remover & \$20 pant																				
6/15/2014	Regional Park	Shop bathrooms, men & women	\$40	\$60, destroyed "all" toilet seat liner holders																				
<table border="1"> <thead> <tr> <th>Total</th> <th>Total</th> <th>Total</th> <th>Total</th> <th>Total</th> </tr> </thead> <tbody> <tr> <td>Labor</td> <td>\$880.00</td> <td>Material</td> <td>\$478.21</td> <td></td> </tr> <tr> <td>Total for</td> <td></td> <td>Total for</td> <td></td> <td></td> </tr> <tr> <td>Year</td> <td>\$1,930.00</td> <td>Year</td> <td>\$3,253.57</td> <td></td> </tr> </tbody> </table>					Total	Total	Total	Total	Total	Labor	\$880.00	Material	\$478.21		Total for		Total for			Year	\$1,930.00	Year	\$3,253.57	
Total	Total	Total	Total	Total																				
Labor	\$880.00	Material	\$478.21																					
Total for		Total for																						
Year	\$1,930.00	Year	\$3,253.57																					

May-14

Vandalism Report

DATE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS										
4/25/2014	Skate Park	Graffiti on inside and outside wall to skate park	\$40.00	\$30, paint to cover graffiti										
4/30/2014	Regional	Broke drinking fountain on B Field	\$120.00	Repair fountain/pump field										
5/14/2014	Regional	Car crashed through landscape	\$20 clean up \$120 to replant	\$150 for new plants if district chooses to replant										
5/15/2014	Ashford	Graffiti on restrooms	\$40	\$30 for graffiti remover										
<table border="1"> <tbody> <tr> <td>Total Labor</td> <td>\$340</td> <td>Total Material</td> <td>\$210.00</td> <td></td> </tr> <tr> <td>Total for Year</td> <td>\$1,050</td> <td>Total for Year</td> <td>\$2,775.36</td> <td></td> </tr> </tbody> </table>					Total Labor	\$340	Total Material	\$210.00		Total for Year	\$1,050	Total for Year	\$2,775.36	
Total Labor	\$340	Total Material	\$210.00											
Total for Year	\$1,050	Total for Year	\$2,775.36											

Apr-14

Vandalism Report

TE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS												
4/1/2014	Regional Park	Tried to take wire out of light poles on basketball court	\$20.00	Resource cover plates, materials on hand												
4/1/2014	Bi-Centennial	Graffiti on bridge	\$40.00	\$25, paint to cover graffiti												
/10/2014	Skate Park	Graffiti on wall	\$40.00	\$15, paint to cover graffiti												
<table border="1"> <thead> <tr> <th>Total</th> <th>Total</th> </tr> </thead> <tbody> <tr> <td>Laber</td> <td>Material</td> </tr> <tr> <td>\$100.00</td> <td>\$40.00</td> </tr> <tr> <td>Total for</td> <td>Total for</td> </tr> <tr> <td>Year</td> <td>Year</td> </tr> <tr> <td>\$710.00</td> <td>\$2,565.36</td> </tr> </tbody> </table>					Total	Total	Laber	Material	\$100.00	\$40.00	Total for	Total for	Year	Year	\$710.00	\$2,565.36
Total	Total															
Laber	Material															
\$100.00	\$40.00															
Total for	Total for															
Year	Year															
\$710.00	\$2,565.36															



Mar-14

**Vandalism Report**

DATE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS
3/1/2014	Regional C-Field	Broke exterior light on score booth	\$20.00	\$16.90, new light fixture
3/1/2014	Regional	Picnic table stolen	\$0.00	\$600 to \$1,000
3/2/2014	Regional C Field	Attempt to break into C Field score booth, failed	\$20.00	\$0.00, touch up paint
3/2/2014	Regional C Field	Snapped off spiket next to 3rd base dugout, water running	\$30	\$28.00 Replaced spiket and broken water pipe to spiket
3/4/2014	Ashford Park	Graffiti in men's bathrooms	\$10	\$5.00, graffiti remover
3/9/2014	Regional	Toilet Paper Fixtures taken from shop bathrooms	\$30	\$45, new dispensers
3/11/2014	Centennial Park	Graffiti	\$40	\$25, paint
3/14/2014	Regional Park	Tree Vandalism, one tree cut to ground another tree damaged	\$30	did not replace tree, just dug cut tree out.
		Total	Total	
		Labor	\$180.00	Material \$1,119.90
		Total for	Total for	
		Year	\$610.00	Year \$2,525.36

Feb-14

Vandalism Report

DATE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS
2/2/2014	Regional Park	Toilet paper dispenser broken, graffiti	\$30.00	\$55.00, acetone to remove graffiti and two new toilet paper dispensers
2/3/2014	Overlook	Car drove through two grass areas, pieces of car picked up	\$10.00	Possible tree loss, will have to wait and see if it survives
2/13/2014	Meadow Vista	Coyote taken	\$0.00	\$50 to replace
2/14/2014	Regional C-Field	Score Booth, broken in, turbine ripped off roof	\$60	\$125, new turbine for roof, new hasp for door

Total Labor	\$100	Total Material	\$230
Total for Year	\$430	Total for Year	\$1,405.45

Jan-14

### Vandalism Report

DATE	LOCATION	VANDALISM	LABOR COSTS	MATERIAL COSTS
12/11/2014	Overlook Park	Graffiti, men's bathroom wall	\$20	\$10, paint to cover graffiti
12/11/2014	Regional Park	Broken bubble on play set	\$40	\$800, replacement bubble
12/21/2013	Regional Park	Broke into A & C Field Score Booth	\$20	\$15, replacemnt hasps
12/25/2013	Regional Park	Broke into C Field score Booth	\$20	\$35.46, new lock set
12/30/2013	Regional Park	Toilet paper dispensers taken	\$20	\$34, two new dispensers
1/2/2014	Winchester	Broke into Soccer Storage Unit	\$30	\$13, new lock replacement
1/5/2014	Regional Park	Broke in B Field Score Booth	\$20	\$23, new hinges
1/8/2014	Skate Park	Graffiti, table	\$0	\$15, paint
1/15/2014	Regional Park	Cayote taken from A Field	\$160	\$55, to replace cayote
1/22/2014	Recreation Park	Broke into gated storage area stole gas, cut gas lines on equipment, cut chain link fence for entry		\$175, chain link fence, gas, gas lines
<b>Total</b>			<b>\$330.00</b>	<b>\$1,175.46</b>

**SECTION: 8.0**

**ITEM: 8.1 ELECTION OF OFFICERS AND CONSIDER COMMITTEE MEETING ASSIGNMENTS**

**DESCRIPTION:**

**INFORMATION: SEE ATTACHMENT**

**STAFF**

**RECOMMENDATION: ELECT OFFICERS AND CONSIDER COMMITTEE MEETING ASSIGNMENTS. EACH MEMBER HAS THE RIGHT TO NOMINATE ANOTHER MEMBER. NO SECOND IS REQUIRED FOR A NOMINATION. BEGIN WITH THE OFFICE OF CHAIRPERSON. PLEASE SEE ATTACHMENT FOR CORRECT PROCEDURAL INFORMATION.**

## **Elections**

The nominating and election process covered below is just one process of many. I think this best fits your board. It is taken from a book entitled "Parliamentary Procedure in Local Government."

From our conversation you indicated that there are no rules or laws pertaining to this board's election process. The members of the board are of equal status and there is no requirement to have been a board member a certain amount of time prior to election.

Procedure:

Each member has the right to nominate another member. No second is required for a nomination. Begin with the office of the chair, or president.

Elections proceed by voting on candidates in the order in which they were nominated. Members first vote on the election of the first nominee. If that person does not receive a majority vote, then a vote is taken on the second member nominated, and so on, until a member receives a majority vote. A vote is not taken on the remaining nominees, since the position is filled.

Example: Mr. A: "I nominate Mr. D for the office of chairman". The current presiding officer asks, "Are there further nominations for the office of chairman?" If there are none then the presiding officer calls for the vote, "All those in favor of Mr. D serving as chairman of this board say aye, those opposed say no." "Mr. D has received a majority vote and is elected as chairman of the board".

If there is more than one nominee for this office then the following is done:

Mr. A "I nominate Mr. D for the office of chairman". Mr. B, "I nominate Ms. E for the office of chairman". The presiding officer asks, "Are there further nominations for the office of chairman?" If none, the presiding officer proceeds, "Ms. D and Ms. E are nominated for the office of Chairman." "All those in favor of Mr. D raise your hands (count)." If Mr. D gets a majority vote then the election is over. If Mr. D does not receive a majority vote then the presiding officer calls for the vote for Ms. E, "All those in favor of Ms. E raise your hands (count)." " If she receives a majority vote then she is elected as chairman. If there is a tie vote then the voting continues until one or the other gets a majority vote or one of the nominees withdraws.

This procedure continues with each office. In some groups, once the chairman is elected he becomes the presiding officer and conducts the remaining election.

Jacque Brown, Registered Parliamentarian

## **Item 8.2 Cover sheet –Amendments to ARD Ordinance #1**

**Auburn Area Recreation and Park District (ARD) December, 2014 Policy Committee meeting; ARD Board of Directors meeting, December, 2014**

### **The Issue**

Shall the Auburn Area Recreation and Park District (ARD) amend ARD Ordinance #1 to address open alcoholic beverage containers, urination/defecation and aggressive solicitation in ARD Parks? Director Holbrook has requested that this item be considered.

### **Background**

California Public Resources Code (PRC) section 5786.1 empowers the Boards of a Special District to adopt and enforce ordinances necessary for the administration, government and protection of all property, improvements and facilities under its management or belonging to the District.

PRC Section 5786.1 (i) requires that Special Districts adopt ordinances following the procedures of Article 7 (commencing with Section 25120) of Chapter 1 of Part 2 of Division 2 of Title 3 of the Government Code.

Amendments to ARD Ordinance #1 have been suggested. These proposed amendments can be reviewed in the attached document labeled “Proposed Amendments to ARD Ordinance #1”.

### **Recommendation for the Board of Directors**

Do a first reading of the proposed amendments to ARD Ordinance #1. Schedule a date for a Public Hearing and second reading of the proposed amendments.

A notice of the Public Hearing will be provided in the Auburn Journal a minimum of 5 days before the Hearing (per CA Govt. Code 25120 – 25132).

Staff recommends approving the proposed amendments to ARD Ordinance #1.

The Policy Committee recommended approving the proposed amendments to ARD Ordinance #1.

### **Alternatives available to the Board of Directors**

- 1) Suggest changes to ARD Ordinance #1 at the Board meeting. Incorporate these changes into the first reading at the December 18, 2014 Board of Directors meeting.
- 2) Suggest changes to be reviewed at the January Policy Committee meeting. This will push the first reading of the amendments to (at least) the January Board of Director’s meeting.
- 3) Do not amend ARD Ordinance #1

### **Fiscal Impact**

The proposed changes should not have a material fiscal impact to the District.

### **Attachments**

Proposed Amendments to ARD Ordinance #1  
ARD Ordinance #1

## Proposed amendments to ARD Ordinance #1

### All new language in red text

**Proposed Amendment #1: Open alcoholic beverage container.** Amend ARD Ordinance #1 to add the following language:

E. Intoxicants **and opened alcoholic beverage containers.** No person shall provide or consume intoxicants, **nor shall any person possess any can, bottle or other receptacle containing any alcoholic beverage that has been opened or a seal broken,** in any park, or in any building or structure, thereon, not expressly designated as permitting such without first obtaining a Special Use Permit. Such permit shall be obtained and the fee therefore paid, regardless of the size of the gathering or assembly which desires the privilege of using a park area to provide and/or consume intoxicating beverages or materials. (Amended January 24, 2013.)

**Proposed Amendment #2: Urination/defecation on ARD property.** Amend ARD Ordinance #1 to add the following section:

**DD. Acts prohibited.** No person shall deposit, by means of urination or defecation, any human waste material in any park other than in a public toilet or restroom designed to receive waste material.

**Proposed Amendment #3: Aggressive Solicitation on ARD property.** Amend ARD Ordinance #1 to add the following section:

**EE. Aggressive Solicitation.** No person shall solicit, ask or beg in an aggressive manner in any park. **Aggressive Manner shall mean any of the following:**

- (1) Approaching or speaking to a person, or following a person before, during or after soliciting asking or begging, if that conduct is intended or is likely to cause a reasonable person to:**
  - (a) Fear bodily harm to himself or herself or to another, or damage to or loss of property; or**
  - (b) Otherwise be intimidated into giving money or other thing of value;**
- (2) Intentionally touching or causing physical contact with another person or an occupied vehicle without the consent of that person or an occupant or owner of that vehicle;**
- (3) Intentionally blocking or interfering with the safe or free passage of a pedestrian or vehicle by any means, including unreasonably causing a pedestrian or vehicle operator to take evasive action to avoid physical contact;**
- (4) Using violent or threatening gestures toward a person solicited;**
- (5) Persisting in closely following or approaching a person, after the person has informed the solicitor by words or conduct that he or she does not want to be solicited or does not want to give money or any other thing of value to the solicitor; or**
- (6) Using profane, offensive, or abusive language that is likely to provoke a violent reaction.**

## ORDINANCE NO. 1

### AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE AUBURN AREA RECREATION AND PARK DISTRICT PERTAINING TO CONDUCT IN PARKS

The Board of Directors of the Auburn Area Recreation and Park District ordains as follows:

That Ordinance Number 1 of the Auburn Area Recreation and Park District is adopted as follows:

SECTION 1. Authority and purpose. California Public Resources Code section 5786.1 empowers the District's Board to adopt and enforce ordinances necessary for the administration, government and protection of all property, improvements and facilities under its management or belonging to the District. The purpose of this ordinance is to establish a body of law denoting prohibited and required conduct on District property and provide for the enforcement and punishment for violations.

SECTION 2. Definitions. For purposes of this ordinance, the following words and phrases shall have the meanings respectively ascribed to them by this section:

“District Administrator” means the person appointed by the District Board to serve in such position, or his or her designee.

“Park” means all grounds, roadways, avenues, parks, buildings, and school facilities when they are owned or in use as recreational facilities, and including all areas under the control, management or direction of the District Board and its designees.

“Person” means a person or persons, association, partnership, joint venture, entity, firm and/or corporation.

“Special Use Permit” refers to a permit approved by the District for a specific purpose. This permit must be present at the permitted event or activity, and, upon request, must be presented to a District employee, City of Auburn or Placer County code or law enforcement official.

SECTION 3. Rules and policies to be obeyed. It shall be unlawful for any person to disobey or violate any of the rules, policies or regulations of the District Board governing the use and enjoyment of any park or governing the use and enjoyment of any building, structure, equipment, apparatus or appliances thereon, or any roadway, avenue, grounds or recreation center, or in or near the building, structure, equipment, apparatus or appliances to which the rule or regulation applies.

SECTION 4. Signs and notices to be obeyed. It shall be unlawful for any person to disobey any instruction, sign or notice properly posted by the District Administrator, or his or her designee, in accordance with District Ordinance or policy, in any park, or in any building, structure, construction and/or erection thereon for the control, management,



or direction of such park roadway, avenue, grounds, recreation center, building, structure, construction or erection.

SECTION 5. Conduct-General. It shall be unlawful for any person, within the limits of any park, or within any property or facility which is owned, leased, under the control of, or maintained or operated by the Auburn Area Recreation and Park District, to do any of the following:

A. Fires. No person shall make or kindle a fire within any park except in stoves or other facilities specifically provided by the District or in a container commercially manufactured for such purposes, and used only in areas designated for such use. No fire shall be lit or maintained within a park between the hours of 10 p.m. and 7 a.m. of the next succeeding day, except by Special Use Permit.

B. Closed to public. No person shall enter any park or area of any park which is closed to the public. Closed areas shall be designated by signs posted at all entrances thereto and at least every 500 feet along unfenced boundaries.

C. Firearms, weapons, and fireworks. No person shall carry or discharge any firearm, rifle, pistol, air rifle, including paint ball and air-soft versions, sling shot, bow and arrow or other similar device or weapon within or into a park or carry or discharge any fireworks, firecracker, rocket, torpedo or other type of explosive without a Special Use Permit, nor shall any person carry into or use any other object within a park with the intent of disturbing the peace of any person by means of noise or otherwise. This prohibition shall not apply to persons engaging in or traveling to target practice or competition conducted in accordance with appropriate standards of safety at an archery, skeet, target range or competition area authorized and provided by the District for such purpose; nor within the scope of official duties, nor as allowed by concealed carry weapon permit issued by a law enforcement agency. Any device carried into or used within a park in violation of this provision is subject to confiscation by any empowered law enforcement officer or duly authorized District employee, and, in the event thereof, shall be thereafter disposed of in accordance with the law, including without limitation any applicable District regulation. Violation of this subsection shall be punished as a misdemeanor or infraction.

D. Explosives, inflammable materials. No person shall use, carry, possess or ignite, explosives or highly flammable materials of any kind, including containers of gas, oil, or other fuel, except as necessary for vehicle or equipment use or to throw such materials into a park area from beyond park boundaries, without obtaining a Special Use Permit. Violation of this subsection shall be punished as a misdemeanor or infraction.

E. Intoxicants. No person shall provide or consume intoxicants in any park, or in any building or structure, thereon, not expressly designated as permitting such, without first obtaining a Special Use Permit. Such permit shall be obtained and the fee therefore paid, regardless of the size of the gathering or assembly which desires the privilege of

using a park area to provide and/or consume intoxicating beverages or materials.  
(Amended January 24, 2013.)

F. Noise. No person shall willfully make or continue a loud, unnecessary, deliberately annoying or disagreeable noise, or indulge in riotous, boisterous, threatening, or indecent conduct, or abusive, threatening, profane, or indecent language within a park in such a manner as to disturb the public peace or to materially disrupt the quiet enjoyment of reasonable persons of normal sensitivity who are lawfully present in the park or on nearby properties.

G. Amplified sound in parks. No person shall cause the amplification of sound within a park if the noise level caused thereby causes discomfort or annoyance to any considerable number of reasonable persons of normal sensitivity lawfully present in the park or residing nearby, disturbs the public peace or materially disturbs the quiet of such persons, except pursuant to a Special Use Permit. The Special Use Permit may impose reasonable conditions, in writing, in any permit including designating the location of each bandstand and gathering, and the position and volume capability of each loudspeaker so as to cause the least amount of disturbance to other persons, both within and outside the park.

H. Public use roads. The provisions of the California Vehicle Code shall be applicable in all parks upon any roadway, avenue or place which is publicly maintained and open to the use of the public for vehicular travel. Violations of all Government vehicle codes within a park shall be enforced and prosecuted in accordance with the provisions thereof. Appropriate signs shall be posted advising of any additional vehicular travel restrictions in force and shall be enforced in accordance with governing law.

I. Non-public roads. No person shall drive or otherwise operate a vehicle in a park upon any surface other than those maintained and open to the public for purposes of vehicular travel. This provision does not apply to any wheelchair or electrically-driven vehicle, other than automobiles carrying a physically incapacitated person, or to vehicular use specifically authorized by a Special Use Permit.

J. Skateboards, skates and in-line skates. No person shall use a skateboard, skates or in-line skates in any park in an unsafe or hazardous manner so as to endanger the person, or others or in an area specifically prohibiting same. Any person using a skateboard, skates or inline skates in the park or in a skateboard facility must wear a helmet, elbow pads, and knee pads, and any person failing to do so will be subject to citation.

K. Bicycles. No person shall ride a bicycle within a park except in areas authorized for vehicular travel, or at a place especially authorized and provided for bicycle riding. While elsewhere within a park, bicycles shall be dismounted and pushed when moving from place to place or ridden at a jogging pace on pedestrian pathways when such use does not interfere with pedestrian use or annoy or startle pedestrians of reasonable sensitivity.

L. Prohibition of animals in parks, with exceptions. No person shall cause, permit or allow any animal owned or possessed by him, or any animal in the custody or control of such person, to be present in any park except:

1. Equine animals being led or ridden under reasonable control upon a bridle path, trail or center authorized and provided for such purpose; or upon a vehicular roadway.
2. Dogs may be permitted on all non-athletic fields while under the control of a competent person and restrained by a substantial chain or leash not exceeding six feet in length. Dogs may be allowed without a leash in areas specifically designated which are posted as such. Specially trained service animals which are being used by totally or partially blind, deaf, hearing impaired or physically or emotionally handicapped persons to aid and/or guide them in their movements shall be permitted in all areas, provided they remain with and are restrained by the people they serve, to include a leash or chain as described above.
3. Fowl or other animals turned loose upon permission of a Special Permit.
4. In connection with specific activities authorized by Special Permit, and while acting in accordance with all conditions attached to such authorization.
5. Animals confined in a designated area for vegetation control, as authorized by the District Administrator.

M. Responsibilities of animal owner. Each person who owns or has custody, possession, or control of an animal within a park shall not permit such animal to:

1. Annoy, harass, threaten, nip, maul or bite any person or persons;
2. Damage or destroy any property or thing of value, including vegetation;
3. Disturb the peace and quiet of others by loud barking or making of other annoying or alarming noises; and
4. Defecate without promptly collecting, removing and properly disposing of all such fecal matter.

N. Protection of animals in park. No person shall hunt, frighten, chase, set a snare for, catch, injure, or maltreat any domestic or other animal within a park, nor shall any person fish with hook and line, seine, trap, spear or net, or by any other means, in any pond, lake, stream, or water within a park, except at a place specifically designated and provided for such purpose. Law enforcement personnel, animal control officers, District employees and contractors acting within the scope of their official duties or District

contract obligations are excepted from this prohibition. A violation of this subsection shall be a misdemeanor or an infraction.

O. Damaging property prohibited. No person shall cut, break, injure, deface, or disturb any tree, shrub, plant, rock, building, cage, pen, monument, fence, bench or other structure, apparatus, or property, or pluck, pull up, cut, take, or remove any shrub, bush, plant, or flower, or mark or write upon, paint, or deface in any manner any building, monument, fence, bench, or other structure within a park; District employees, contractors for the District acting within the scope of a contract with the District, and other people authorized by Special Permit are excepted. Violation of this subsection shall be a misdemeanor or an infraction.

P. Damaging, disturbing land prohibited. No person shall cut or remove any wood, turf, grass, soil, rock, sand, gravel, or fertilizer from a park or from any place within a park; District employees, and contractors for the District acting within the scope of a contract with the District and other people authorized by Special Permit are excepted.

Q. Water activities. No person shall swim, fish in, bathe, wade, row, sail, or operate any boat, craft or other device, on or in any pond, lake, stream or water within or into a park, except at such place or places designed and provided by the District for such use or when persons are engaged in preventing harm to a person or creature; nor shall any person pollute the water of any fountain, pond, lake, stream, or reservoir within a park or cause the pollution to the water of a fountain, pond, lake, stream, or reservoir within a park.

R. Prohibited presence. No person shall tent, camp, lodge, or otherwise be present in any park after dusk or before dawn or at times otherwise posted, except when lawfully in attendance at an event permitting such.

S. Picnicking. No person shall cook any meal within a park except in an area authorized and provided for such use.

T. Waste liquids and refuse. No person shall dispose of dishwater or other waste liquids or dispose of any garbage, empty container, or other solid waste material within a park, other than in receptacles or other facilities provided for such disposal.

U. Gambling. No person shall play or bet at or against any game in a park at which games are played, conducted, dealt, or carried on with cards, dice, or other device, for money, chips, shells, credit, or any other thing of or redeemable for value, nor maintain or exhibit any gambling table or other instrument of gambling or gaming with a park. This prohibition shall not apply to simulated gambling games when conducted pursuant to a Special Use Permit.

V. Hazardous activities. No person shall engage in model airplane flying, propelling a rocket or missile of any type, driving of golf balls, archery or any game of a

hazardous nature within a park, except at such places as shall be specifically designated and authorized by the District for such purpose, or in an otherwise unoccupied open area, in a manner that does not cause hazard to anyone, or conflict with another use, and as authorized by a Special Use Permit.

W. Posting of handbills, advertising. It is unlawful for any person to distribute, cause to be distributed, or suffer, allow or permit the distribution of any handbill, dodger, circular, booklet, card, pamphlet, sheet or written or printed notice advertising any commodity, article, merchandise, business activity, person or thing in or upon any park, grounds or recreation center, or to post or affix, cause to be posted or affixed or permit to be posted or affixed to any tree, shrub, plant, fence, building, structure, monument, wall, tablet, apparatus, bridge, post, hole, bench, gate or other physical object with any park, grounds or recreation center any handbill, dodger, circular, booklet, card, pamphlet, sheet or written or printed notice advertising any commodity, article, merchandise, business, person, thing or activity unless written permission is obtained from the District Administrator.

X. Meetings. No person shall hold any meeting, services, concert, exercise, parade, or exhibition in any park unless authorized by Special Permit, except that this subsection shall not be construed to deprive any person of a right protected by state or federal law or Constitution.

Y. Concessions and profiteering. No person or commercial enterprise may use a park for financial gain unless authorized by Special Permit.

Z. Restroom use. No person, excepting children six years of age or younger accompanied in such facility by an adult, or persons requiring handicapped assistance, shall use any occupied restroom, washroom, or dressing facility within a park when the same has been designated for persons of the opposite sex. An opposite sex adult may accompany a child into a restroom if the restroom is not occupied.

AA. Glass containers. No person shall transport into or dispose of within any park, a food or drink container made wholly or partially of glass, whether or not such container is empty, partially filled, or full; excepting baby bottles, medicine containers, or as otherwise authorized by Special Use Permit.

BB. Smoking; chewing tobacco, snuff; spitting. No person shall smoke, chew, dip, expectorate, partake or indulge in tobacco in any form in any District building or facility or in any area signed as prohibiting such. It shall be unlawful for any person to litter, extinguish, dispose of or expectorate tobacco in any form, except into an article retained on the person in a manner that does not create odor and is not visually obtrusive.

CC. Lights. No person utilizing an illuminated playing area shall continue to do so after 10:45 p.m. of each day. The persons using such an area shall ensure that all lights for the area are turned off no later than 10:45 p.m. unless authorized by Special Use Permit.

SECTION 6. Delegation of authority. The District Administrator may delegate authority to grant any permission required under this ordinance for a particular activity to an employee or employees of the District.

SECTION 7. Violations; penalties. Violation of a District ordinance is a misdemeanor unless by ordinance it is made an infraction. Except where a specific provision relating to enforcement and penalty is otherwise expressly provided in this ordinance, whenever any act is prohibited, or is made or declared to be unlawful, or an offense, or the doing of any act is required, or the failure to do any act is declared to be unlawful, where no specific penalty is provided, any violation of this ordinance, or any other ordinance of the District, is an infraction punishable by a fine not to exceed \$100 dollars for a first violation, a fine not to exceed \$200 for a second violation of the same ordinance within one year or a fine not to exceed \$500 for each additional violation of the same ordinance within one year. Each incident in which a violation occurs shall be considered a separate offense.

A. Expulsion. In addition to any other penalty for a violation of this ordinance, the District Administrator, or his or her designees, including contractors, referees, umpires and other sports officials empowered to do so, may require the violator to immediately leave the park or facility and to remain out of the park or facility for the remainder of the day on which the violation occurred. It shall be a misdemeanor or infraction for any person so expelled to return to the park or facility the same day after having been lawfully ordered to leave, or for a person so ordered to not promptly leave.

SECTION 8. Enforcement. The Board of Directors of the District may, by resolution, designate that class of District employees as park rangers, who shall be empowered to exercise such arrest and citation authority in accordance with state law for infraction and misdemeanor violations of District or county ordinances, or state law, committed within a District park or facility. The District Administrator shall cause to be administered a special enforcement training program designated to instruct each employee who will exercise such arrest and citation authority regarding the provisions of the statutes and ordinances to be enforced, the evidentiary prerequisites to proper procedures for making arrest, or otherwise prudently exercising such arrest and citation authority and the legal and practical ramifications and limitations attendant thereto.

The District Administrator shall have the primary responsibility for the enforcement of this ordinance and other ordinances of the District unless otherwise specifically stated therein. Each District park ranger, Auburn City Police and Placer County Sheriff is hereby granted permission to enter upon both public and restricted areas of all park and park facilities within their respective jurisdictions to maintain public order or to prevent, remedy, or take other appropriate action with respect to violations of the provisions of this ordinance or of other applicable laws or regulations.

SECTION 9. Effective date. This ordinance shall become effective thirty (30) days after its adoption.

INTRODUCED and first read at a regular meeting of the Board of Directors of the Auburn Area Recreation and Park District on the 29<sup>th</sup> day of September, 2011.

FINAL PASSAGE AND ADOPTION by the Board of Directors of the Auburn Area Recreation and Park District was at a meeting thereof held on the 27<sup>th</sup> day of October, 2011, by the following vote:

Ayes: 3

Noes: 1

Absent: 1

Abstaining: 0

\_\_\_\_\_  
James S. Ferris, Chairperson

Attest:

\_\_\_\_\_  
Patricia B. Larson, Clerk

## **Item 8.3 Cover sheet – Letter in Opposition to a Hydro-Electric Facility at Lake Clementine**

**Auburn Area Recreation and Park District Policy Committee December, 2014; Board of Directors meeting, December, 2014**

### **The Issue**

Shall the Auburn Area Recreation and Park District (ARD) send a letter in opposition to the proposed hydro-electric facility at Lake Clementine? Director Ferris has requested this item be considered.

### **Background**

Canadian Kruger Energy Company's plans to construct the Lake Clementine Hydroelectric Project. Background information on this project is provided an attached document.

A sample opposition letter is also included with this agenda item.

### **Recommendation**

Staff does not recommend that ARD send this letter of opposition. While individual Board members or staff may have a personal opinion, ARD should not support or oppose a project that has no direct impact or effect on the entity of ARD.

The Policy Committee has a split recommendation. Director Ferris supports sending the letter. Director Holbrook does not support sending the letter.

### **Fiscal Impact**

None known.

### **Attachments**

Information on the proposed Lake Clementine Hydroelectric Project.  
Proposed letter from ARD in opposition to the Lake Clementine Hydroelectric Project.





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## LAKE CLEMENTINE HYDRO PROJECT

See the **Save Lake Clementine** website [www.savelakeclementine.org/](http://www.savelakeclementine.org/)

**Write & EMAIL:** Be sure to include the FERC Project No. P-13432

Ms. Kimberly Bose, Secretary Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC 20426

Jim Fargo [Jim.fargo@ferc.gov](mailto:Jim.fargo@ferc.gov)

**IMPORTANT:** Please email your letters to Helga White [helgawh@gotsky.com](mailto:helgawh@gotsky.com) also. She will forward letters to appropriate government agencies and politicians.

### Sample Letters:

#### Short Clementine Hydro Letter of Opposition

[Word Doc](#) [PDF](#)

#### Medium Clementine Hydro letter of Opposition

[Word Doc](#) [PDF](#)

#### Long Detailed Clementine Hydro Letter of Opposition

[Word Doc](#) [PDF](#)

#### Sample letter

[Word Doc](#) [PDF](#)

#### Clementine Hydro Project Response Letter PARC ABC et al to FERC # P-13432

[PDF](#)

[Kruger's Lake Clem Hydro Concept Plan](#) (jpg image) >



Lake Clementine Hydro, LLC, is primarily Kruger Energy, a Canadian energy conglomerate with ties to Delaware and California. They recently filed their draft study plans with

- PARC Home
- Wild & Scenic Auburn Dam
- Outings & Events
- Legacy Fund
- Newsletter
- Videos
- Rafting the Confluence Parkway
- American River Confluence Parkway Map
- Guide Books and Maps
- Codfish Creek Trail Brochure
- ARCPARK Plan Recreation
- History
- Our Sponsors
- Links
- About PARC

the Federal Energy Regulatory Commission for the Lake Clementine Hydro project (FERC Project # P-13432) that would permanently scar the canyon and obliterate the "Outstandingly Remarkable" recreational opportunities and wildlife values of the National Wild & Scenic eligible North Fork American River from the North Fork Dam to the Confluence and beyond.

The project would use the 1939 Army Corps of Engineers debris-retention dam and public lands Congress has reserved for recreation purposes, as the authorized Auburn Dam is unlikely to ever be built. The Bureau of Reclamation has no legal authority to authorize an industrial hydro complex on these public lands. Similarly, the Corps of Engineers has a mandate to operate Lake Clementine for recreational purposes and the North Fork Dam for debris-retention. The proposed hydroelectric project would operate approximately 6 to 8 months out of the year when the flow allows for hydro power to be generated. Home rooftop solar systems on about 4,300 homes would generate the same amount of energy during times of peak demand.

The public-interest gains from this project are far lower than the costs to public resources and the adverse impacts to the Auburn State Recreation Area used by approximately one million visitors annually. An industrial hydroelectric project of this magnitude in the Confluence Area, the most heavily used sector in the park, is incompatible with Congressional directives, the law and commonsense management of public trust resources.

The project construction, estimated to last at least 18 months, entails the building of multiple features that taken as a whole would affect the river and canyons from the Confluence to Lake Clementine – turning Lake Clementine, the surrounding canyon and the Clementine Trail into a hacked-up industrial zone.

- **CONSTRUCTION DISTURBANCE TO WILDLIFE** – This canyon-riverlake area is rich with wildlife and quality habitat. The project disturbance from blasting and earth-moving construction activities may adversely affect many animals including: nesting peregrine falcons, bald eagles, osprey, pond turtles, otters, beavers, bass, trout and crayfish all frequently observed inhabitants of the project area.
- **CULMULITIVE EFFECTS TO HABITAT FROM PROJECT OPERATION** – Considerable impacts from the construction disturbance and operation of the hydro plant to the food web have not been identified or studied. Sediment, temperature increase and petroleum byproducts are measurable collateral damage to the water quality from hydro plant discharge. Mercury levels may be elevated by operation and construction activities.
- **CONSTRUCTION DISTURBANCE TO RECREATION** - The intake and penstock structures would be located on the existing dam, and steep canyon walls just downstream forcing a partial relocation of the road serving the boat launch area. The boat launch area would serve as construction staging area forcing frequent if not total closure of the boat launch facility.
- A large powerhouse structure with 3 turbine generator units would be located on the river bar just below the dam destroying the river bar and the existing access trail to the big plunge pool and kayak put in for "Angel's Run" just below the dam.
- An electrical transformer substation and switchyard, (estimated to be similar to the substation on Elm Avenue in Auburn), will also be constructed near the powerhouse structure on the steep canyon wall above the river floodplain to protect the substation electrical components. Buzzing noise and night security lights would also pollute.
- Transmission towers and lines will be located down river and across the river to transmit the electricity up canyon to the PG&E Halsey substation.
- The scenic, shady historic Confluence to Lake Clementine Trail – the most popular trail

in the Confluence Area is the preferred route for delivering construction equipment and supplies. This trail popular with casual and hearty hikers and mtn. bikers would be fully industrialized by widening, trimming, grading and surfacing with crushed rock. Certainly, we would like to make our dams as efficient as possible so as not to have to dam any more of our precious endangered Sierra Nevada Rivers. Clearly, the long term losses to recreation, wildlife and scenic values far outweigh the meager short-term gains of a low producing hydro facility that destroys so much that we treasure. PG&E has a robust portfolio of renewable resource energy including solar that far exceeds the need to destroy our beautiful North Fork river and canyon and attractive foothill Lake Clementine. Lake Clementine Hydro, LLC exaggerates its claim to production based on optimum weather and flow conditions that may not occur. Ironically, the power generated may not flow through the grid to homes or essential services - it could just as easily be used for frivolous nonessential uses. We do not need to wreck our beautiful Auburn State Recreation Area for shortsighted financial gains to misguided energy corporations not aware of our attachment to our historic, wild, adventure and endurance themed American River canyons.

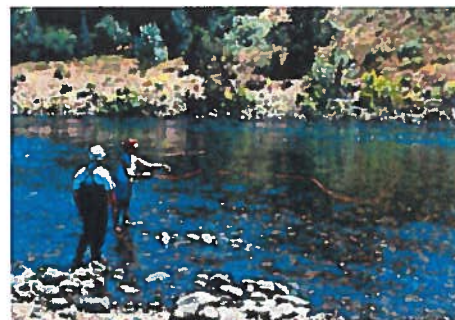
Lake Clementine Hydro Project proponents Kruger Energy and America Renewables are proposing a massive hydro electric retrofit to the North Fork Dam completed in 1939. The dam created Lake Clementine that was originally designed to capture sediment from up river hydraulic mining. No accommodation was made for hydro electric production at that time. The project proponents have posted information about the project on their website: <http://lakeclementinehydro.com>. This includes design information and studies they are required to perform as part of the Federal Energy Regulatory Licensing Commission, FERC, licensing process.

The Save Lake Clementine website at [www.savelakeclementine.org](http://www.savelakeclementine.org) has an extensive overview of the project with photos and design information.

### **What American River Friends of Lake Clementine can do**

Request Senator Boxer's, Congressman McClintock's and the Placer County Board of Supervisors assistance in obtaining a public scoping meeting with the Bureau of Reclamation.

The Bureau of Reclamation's intent to give the applicant a 25 year lease of federal lands both for the power plant and transmission lines is questionable. This decision needs to be revisited, especially given the determination by the Department of Interior that the stretch below the dam is eligible for Wild and Scenic status and has been found to have outstandingly remarkable values.



A public hearing would, given all the folks in Auburn and the surrounding regions, an opportunity to indicate to the Bureau how important this area and stretch of the river is to the Auburn community, region and destination for out of town travelers. Also it would give everyone an opportunity to press upon the Bureau of Reclamation the need to revise their letter of intent.

### **Potential Lake Clementine Hydro Project Impacts**

**FERC Project # 13432:**  
Federal Energy Regulatory Commission (FERC)  
Contact Jim Fargo at [jim.fargo@ferc.gov](mailto:jim.fargo@ferc.gov).

1. The section of the river below Lake Clementine below the Historical No Hands Bridge has been determined by the Department of Interior to be eligible for Wild and Scenic designation and to have Outstanding and



Remarkable Values. Under federal law the project cannot interfere or degrade in anyway the eligibility and the Outstanding and Remarkable Values recommended by the Department of Interior.



2. The recreation impacts from this project are significant. This area is close to Auburn and has great access for the entire region. Recreationists use this area every day including a wide variety of groups - hikers, hunters, birdwatchers, fishing, boating, swimmers and bicyclists.

3. The wildlife habitat impacts from construction and future operation are significant. The downriver area is habitat for seasonal rainbow trout, otter, beaver, California dipper and pygmy owl. The lake area is habitat for peregrine falcon, bald eagle and osprey. Species and habitat studies must be conducted from the Confluence to Upper Clementine.

4. Proponents indicate they will only take water "near" the surface. What is the exact level to be impacted and how much of the water column will be disturbed?

5. In the "bypass reach" dewatered by the power plant diversion what will be the water temperature?

#### **United States Bureau of Reclamation:**

Contact Beth Dyer at [elizabethdyer@usbr.gov](mailto:elizabethdyer@usbr.gov).

1. Please update your letter to FERC to indicate the Outstanding and Remarkable Values recommended by the Department of Interior for which this project cannot interfere or degrade in any way to include the section of river from North Fork Dam [Clementine] to the Auburn Dam intake.



2. Under what authority and what Congressional authorization did you determine USBR's intent to issue a 25 year renewable license for the construction, maintenance and operation of the proposed facility?

3. We understand PG&E has determined they would not co-locate transmission lines or towers for the projects proposed transmission lines. Did USBR conduct any studies or request any studies of the applicant to determine that a 25 year renewable license or easement for construction of these power lines would be consistent with Congressional authorization and land use decisions for this area?

4. What would happen if the Auburn Dam is built?

#### **US Army Corps of Engineers:**

Contact Joe Forbis at

[joseph.forbis@usace.army.mil](mailto:joseph.forbis@usace.army.mil);

and Rachael Orellana who is the Civil Engineer for the Sacramento District of USACE at

[Rachael.Orellana@usace.army.mil](mailto:Rachael.Orellana@usace.army.mil).

1. Have studies been done or requested to ensure the stability of the existing dam



structure given the excavation, blasting and construction proposed immediately adjacent to this 1939 dam?

2. Have studies been done or requested regarding the seismic safety of the dam? Including the proposed construction?

3. How much infill and sediment has been captured by this sediment dam?

4. What is the estimated life of the existing dam?

5. What access will be required for the existing dam especially given federal rules to protect critical energy infrastructure?

6. Will the existing public access and enjoyment including picnicking, hiking and sightseeing at the dam site be limited or restricted? If so what mitigation is being proposed to provide for this public access and recreation?

7. The project applicant indicated cyclone fencing will surround the project and intakes, how will this impact existing recreation and public access?

8. The proposed project will discharge to navigable waters of the Nation, we are concerned these discharges will impact these waters, what environmental studies will be required prior to the issuance of any permit to allow such discharges?

9. As you know the proposed discharge point in the lower section of the river is listed as impaired due to mercury under the Section 303 (d) of the Clean Water Act. We are concerned this project will discharge or cause additional discharge or more concentrated discharge of mercury to these navigable waters. What studies are being required to ensure these navigable waters are not degraded?

#### Contact Information:

**Auburn Attorney Helga White** is researching and coordinating various aspects of the Save Lake Clementine efforts.

Contact her at 530-885-4433 or [helgawh@gotsky.com](mailto:helgawh@gotsky.com).

**Stewart Feldman** is the webmaster for the [Save Lake Clementine website](#).

Contact him at 530-878-7123 or [stewart.new@gmail.com](mailto:stewart.new@gmail.com).



#### Politicians:

Christine Rydell, Sr. District Representative for State Senator Jim Nielsen  
[Christine.Rydell@sen.ca.gov](mailto:Christine.Rydell@sen.ca.gov).

Terry Wardley, District Coordinator for State Senator Ted Gaines  
[Terry.Wardley@sen.ca.gov](mailto:Terry.Wardley@sen.ca.gov).

Cheri Fry, Legislative Director for the California Assembly  
[Cheri.Fry@asm.ca.gov](mailto:Cheri.Fry@asm.ca.gov).

Kimberly Pruett, Office of Congressman Tom McClintock  
[kimberly.pruett@mail.house.gov](mailto:kimberly.pruett@mail.house.gov).

Brandon Ida, Sacramento Office of Senator Barbara Boxer 916-448-2787

Mike Holmes, Auburn City Council  
[mjrh@nreach.com](mailto:mjrh@nreach.com).

Bil Kirby, Auburn City Council  
[flyingsurgeon210@yahoo.com](mailto:flyingsurgeon210@yahoo.com).

Jim Holmes, Placer County Supervisor  
[JHolmes@placer.ca.gov](mailto:JHolmes@placer.ca.gov).

Kirk Uhler, Placer County Supervisor  
[Kuhler@placer.ca.gov](mailto:Kuhler@placer.ca.gov)

Jennifer Montgomery, Placer County Supervisor  
[JenMonten@placer.ca.gov](mailto:JenMonten@placer.ca.gov).

#### Agencies:

**US Army Corps of Engineers (USACE)** - they own the dam and they are right now evaluating the feasibility of the project and they will make recommendations to FERC (Federal Energy Regulatory Commission). There are 2 contact people in USACE:

Joe Forbis at email address [joseph.forbis@usace.army.mil](mailto:joseph.forbis@usace.army.mil); and Rachael Orellana who is the Civil Engineer for the Sacramento District of USACE and her email address is: [Rachael.Orellana@usace.army.mil](mailto:Rachael.Orellana@usace.army.mil).



**Federal Energy Regulatory Commission (FERC)** whose contact person is Jim Fargo, email address: [jim.fargo@ferc.gov](mailto:jim.fargo@ferc.gov).

**US Fish and Wildlife Service**, contact person is Alison Willy at [alison\\_willy@fws.gov](mailto:alison_willy@fws.gov).

**National Marine Fisheries Service**, contact person is Bill Foster at [william.foster@noaa.gov](mailto:william.foster@noaa.gov).

**US Bureau of Reclamation**, contact person is Beth Dyer, at [elizabethdyer@usbr.gov](mailto:elizabethdyer@usbr.gov).

**California Department of Fish and Wildlife**, contact person is Anna Ewing at [anna.ewing@wildlife.ca.gov](mailto:anna.ewing@wildlife.ca.gov); and Elizabeth Lawson at [Beth.Lawson@wildlife.ca.gov](mailto:Beth.Lawson@wildlife.ca.gov).

**State Water Resources Control Board**, contact person is Parker Thaler at [parker.thaler@waterboards.ca.gov](mailto:parker.thaler@waterboards.ca.gov).

**California Department of Parks and Recreation**, contact person is Jim Michaels at [jim.micheaels@parks.ca.gov](mailto:jim.micheaels@parks.ca.gov).

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# United States Department of the Interior

BUREAU OF RECLAMATION  
Mid-Pacific Region  
Central California Area Office  
7794 Folsom Dam Road  
Folsom, CA 95630-1799

**ORIGINAL**

IN REPLY REFER TO:

CC-411  
ENV-8.00

**JUN 28 2014**

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SECRETARY OF THE  
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FEDERAL ENERGY  
REGULATORY COMMISSION

Honorable Kimberly D. Bose  
Secretary  
Federal Energy Regulatory Commission  
888 First Street, N.E. Room 1A  
Washington, DC 20426

Subject: Scoping Document Comments on the Lake Clementine Hydroelectric Project, Federal Energy Regulatory Commission Project Number 13432, Placer County, California

Dear Ms. Bose:

On May 16, 2014, the Bureau of Reclamation received, via e-mail from Lake Clementine Hydro Project, LLC, nine Lake Clementine Study Plans for review and comment by June 27, 2014. Reclamation would like to take this opportunity to comment. It is the intent of Reclamation to develop and execute two Land Use Authorizations; a temporary right of entry permit for the surveys needed to assess the project impacts and gather datum, and a 25-year renewable license for the construction, maintenance, and operation of the proposed hydro facility.

Additionally, the North Fork of the American River, from Colfax-Iowa Hill Bridge to the upper end of Lake Clementine (length is approximately 16 miles) has been identified as being eligible under the Wild and Scenic River Act and has been designated as having Outstanding and Remarkable Values recommended by the Department of the Interior. The proposed power lines for this project cannot interfere or degrade in anyway the Outstanding and Remarkable Values recommended by the Department.

If you have any questions, please contact Ms. Elizabeth Dyer at 916 989 7256 or e-mail [elizabethdyer@usbr.gov](mailto:elizabethdyer@usbr.gov).

Sincerely,

Drew F. Lessard  
Area Manager





Via Electronic Submittal

February 2, 2011

Hon. Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street, N.E.  
Washington, DC 20426

**RE: Friends of the River, California Sportfishing Protection Alliance, Friends of the North Fork, Comments on Pre-Application Document for Lake Clementine Hydropower Project P-13432**

Dear Secretary Bose:

We, the undersigned, submit this letter commenting on American Renewables (AR) August 30, 2010 submission of a Notice of Intent and Pre-Application Document (PAD) for the Lake Clementine Hydroelectric Project (FERC Project No. 13432).

## **Comments on the PAD**

The following additional documents and references should have been included in the Pre-Application Document. In some cases we will be submitting or have submitted these for the record, in other cases other parties will need to provide or have already provided these materials to the record. (In some cases, however, previous filings by others to the FERC e-filing server resulted in corrupt files.)

Among other matters, American Renewables will need to address the proposed project's consistency with the following resource plans:

### **Wild and Scenic River Eligibility Determination**

Determination of Wild and Scenic Eligibility of Segments of the American River – Bureau of Reclamation – 2/93 (FERC Accession # 20110119-5105(24738295)) *This document filed by the Foothill Water Network is corrupt and will have to be refiled.*



Undertaking its responsibilities under §5(d) of the National Wild & Scenic Rivers Act, the Bureau of Reclamation found that the river reaches of the North Fork American River immediately above and below Lake Clementine Reservoir and Dam are eligible for inclusion in the National Wild and Scenic River System. The determination then established tentative classifications of these reaches of river and nearby lands — a system of zoning largely dependent on the nature of shoreline development and road access. The North Fork American River from Colfax-Iowa Hill Bridge to Lake Clementine Reservoir was found to be eligible under the classification “scenic.” The section of the North Fork American River from Clementine Dam to the intake of the then existing Auburn Dam diversion tunnel was found to be eligible under the classification “recreational.” The Clementine Dam and Reservoir reach fails to meet the “free-flowing” criteria of the Act so it is not eligible for designation.

The import of these findings is probably best explained in the publications of the Interagency Wild & Scenic Rivers Council. The PAD should have included the following document: “Compendium of Questions and Answers Relating to Wild and Scenic Rivers,” A Technical Report of the Interagency Wild & Scenic Rivers Council, 2006.<sup>1</sup> We have submitted this document for the FERC record in this proceeding. (FERC accession #20110202-5000(24846497))

As noted on page 24, How are rivers being studied under Section 5(d)(1) of the Act protected and for how long?, the PAD should have provided information and an analysis necessary to determine the project’s consistency with a river’s eligibility for designation, including characteristics such as “free flow, ORVs, and tentative classification until such time as a suitability determination is made.” The location of any new road construction and powerhouse location would be significant in this determination.

For example, the proposed Clementine Hydropower Project proposes a powerhouse located downstream of the dam itself that falls within the wild and scenic eligible reach.

### **Auburn Dam Authorization**

The American Renewables’ PAD should have provided information and addressed how the proposed Clementine Hydropower Project is consistent with the unconstructed but federally authorized Auburn dam project. There are a number of documents that should have appeared in the PAD. In some cases we or others have included or will include the documents in the FERC record.

### Auburn Dam Authorization

This is the federal authorization statute for Auburn Dam, which encompasses the lands on which the Clementine Hydropower Project is proposed. The authorization imposes certain duties and responsibilities on the Secretary of the Interior. This document is

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<sup>1</sup> <http://www.rivers.gov/publications/q-a.pdf> (FERC Accession #20110202-5000(24846497))

now in the FERC record of this proceeding (FERC Accession #20110119-5105(24738293)) *but is corrupt and will have to be refiled.*

Auburn Folsom South Unit budget (with cover and intro) 2009

This is an exhibit from the Auburn dam water-rights hearing describing the Auburn Dam's project status from the perspective of the United States Bureau of Reclamation. The document describes Auburn Dam as authorized but requiring an increase in project-cost ceiling. (FERC Accession #20110119-5105(24738296))

Auburn Dam Revocation Order

This is the State Water Resources Control Board Water Rights Revocation Order of Auburn Dam in 2008. This document is now in the FERC record of this proceeding (FERC Accession #20110119-5105(24738289))

Furthermore, the PAD should have provided information on the status of power withdrawals and other withdrawals of the lands associated with Auburn Dam's federally authorized project. Information regarding the status of these lands should be available from the U.S. Bureau of Land Management and made available in this proceeding.

Proposals to reauthorize or otherwise resume construction of Auburn dam

There have been a multiyear series of proposals to reauthorize Federal participation or otherwise construct Auburn dam.<sup>2</sup> The history of the project as a Federal project is perhaps most briefly described in Opening Statement and Witness Testimony for Friends of the River, Save the American River Association by Ronald Stork and Jonas Minton (FERC Accession #20110201-5013(24839447)). The current chair of the House Natural Resources Subcommittee on Water and Power has announced his intention to revive the dam, apparently as a non-Federal FERC-licensed project.<sup>3</sup>

**Auburn State Recreation Area**

The following studies and plans relating to Auburn State Recreation Area encompass the site proposed for the Clementine Hydropower Project and should have been

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<sup>2</sup> Summary of legislation to authorize or reauthorize Auburn dam introduced in U.S. Congress from 2005–2008, Exhibit 47, 2008 SWRCB water-rights revocation hearing. (FERC Accession #20110201-5013(24839447))

<sup>3</sup> "Could dam be back? McClintock poised to lead Congress for Auburn dam revival," Auburn Journal, December 2, 2010 (FERC Accession #20110201-5013(24839448)). "Congressional Blog by Tom McClintock," December 2, 2011 (FERC Accession #20110201-5013(24839449)). "Congressman Tom McClintock appointed chairman of House Water and Power Subcommittee," website of Congressman Tom McClintock, December 30, 2010 (FERC Accession #20110201-5013(24839451)). "Auburn dam back in play as McClintock takes over House panel," Sacramento Bee, January 15, 2011 (FERC Accession #20110201-5013(24839450))

included in the PAD and will be submitted for the record. The Bureau of Reclamation requested that the California Department of Parks and Recreation stop its update of the Auburn State Recreation Area Resources Management and General Plan in 2010. The update has been suspended indefinitely.<sup>4</sup>

The Management Plan for the Auburn State Recreation Area is the Auburn State Recreation Interim Resource Management Plan 9/92 This document is now in the FERC record of this proceeding (FERC accession #20110119-5105(24738290)) but is corrupt and will have to be refiled.

### **National Recreation Area Study**

The lands encompassing the Auburn State Recreation Area and the proposed Clementine Hydropower Project were evaluated for potential national recreation area status by the U.S. Bureau of Land Management. They found it eligible for inclusion in a potential national recreation area.

American River National Recreation Area Feasibility Study - USDI Bureau of Land Management - 9/90 (FERC Accession #20110119-5105(24738291))

American River National Recreation Area Feasibility Study Final - Department of the Interior Bureau of Land Management - 9/90 (FERC Accession #20110119-5105(24738292))

*Both of these filings are corrupt and may have to be refiled.*

During the past year, there have been discussions about designating the Auburn State Recreation Area lands as a national recreation area or monument. The newsclips and editorials should be in the FERC record.

### ***Procedural and Institutional Issues***

The proposed Clementine Hydropower Project lies within a federally authorized dam project area for the proposed Auburn Dam Project. Consequently, there is a potentially conflicting water resources project — Auburn Dam — for the proposed Clementine Hydropower Project. The Auburn Dam Project has lost its state water rights, but American Renewables should recognize that there is a federally authorized Auburn Dam and reservoir project that, if constructed, would be inconsistent with the operations of the proposed Clementine Hydropower Project. Clearly, if the proposed Clementine Hydropower Project were built, it would be flooded by a potential future Auburn Dam Project.

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<sup>4</sup> State Parks letter-ASRA Mgt Plan-May 2010 (FERC Accession #20110202-5000(24846498))

It is our understanding that the licensee could be a foreign national. The licensee should provide its nationality status and description of the circumstances under which FERC licenses can be issued to licensees with foreign ownership interests.

## ***Resource Issues***

### **Fish Passage**

One of the major resource issues for the proposed Clementine Hydropower Project is planned reintroduction of Central Valley Steelhead to the American River above Folsom Reservoir. The National Marine Fisheries Service (NMFS) Biological Opinion (BO) for the Central Valley Project and State Water Project includes implementation of reasonable and prudent alternatives for restoration of Chinook salmon and steelhead in the Central Valley of California.<sup>5</sup> The *NMFS Biological and Conference Opinion on the Long-Term Operations of the Central Valley Project and State Water Project* states the following:

From January 2012 through 2015, Reclamation shall begin to implement the Pilot Reintroduction Program (see specific actions below). The Pilot Program will, in a phased approach, provide for pilot reintroduction of winter-run and spring-run to habitat above Shasta Dam in the Sacramento River, and CV steelhead above Folsom Dam in the American River.

By March 2012, Reclamation shall implement upstream fish passage for adults via “trap and transport” facilities while it conducts studies to develop and assess long-term upstream and downstream volitional fish passage alternatives.<sup>6</sup>

Under Fish Passage Actions, the NMFS Biological Opinion states they plan to build an American River Fish Collection Facility, due to become operational no later than March 2012.<sup>7</sup>

Accordingly, it is reasonable and foreseeable that fish passage and collection will need to be an integral part of the design of the proposed Clementine Hydropower Project. To that end, it is promising that American Renewables states in its PAD that,

“Final design will consider future fish passage requirements, specifically volitional fish passage strategies, in the event such facilities are required

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<sup>5</sup> <http://swr.nmfs.noaa.gov/ocap.htm>

<sup>6</sup> NMFS Biological and Conference Opinion on the Long-Term Operations of the CVP and SWP, June 4, 2009; Section 11.2.2 V. “Fish Passage Program”, p. 659.

<sup>7</sup> NMFS Biological and Conference Opinion on the Long-Term Operations of the CVP and SWP, June 4, 2009; Section 11.2.2 V. “Fish Passage Program”, p. 665.

in the future at the North Fork Dam for the recovery of anadromous fish species in the project area.”<sup>8</sup>

In addition, we also request that AR consider designs for collecting and trapping fish at Lake Clementine as they out-migrate. If volitional passage proves infeasible at Folsom Dam located downstream, trapping and transport could be an option for steelhead reintroduction on the upper North Fork American River. Under this type of reintroduction scenario, Lake Clementine would be the natural release and collection point.

The proposed Project should accommodate reintroduction of salmon above Folsom Reservoir during the Licensing or Post-Licensing, or both.

### **Water Temperature**

Any future design for hydropower at Lake Clementine should be able to optimize temperatures to support a healthy ecosystem and reintroduction of Central Valley Steelhead. Accordingly, we recommend that American Renewables design a multi-level intake to enable hydropower operators to optimize cold water management in the reservoir and more finely control the temperature downstream.

The addition of a low-level outlet as part of the multi-level intake could mobilize sediment and increase the availability of mercury to reservoir and river biota. Therefore preliminary discussions of design should take into account at what level an intake might mobilize the sediment.

As stated in the PAD, “Under current conditions all water flows over the spillway, except for rare times when the 3-foot diameter low level outlet is operated, typically annually.”<sup>9</sup> AR also states that the Clementine Lake “stratifies between July and October, with the top layer of warmer water extending to a depth of approximately 20 feet”.<sup>10</sup> When discussing alternatives to reintroduce steelhead to the American River, AR concludes that “water operations on the [North Fork] American River do not provide sufficient cold-water storage to allow for cold water releases that would reduce downstream temperatures at critical life states for steelhead”<sup>11</sup>

Under unimpaired historic conditions, the North Fork American River hosted salmon as far upstream as Chamberlin Falls, at least as denoted by State Parks in their public information interpretive signs on the North Fork American River. There is a State Parks interpretive sign located at the top of a steep trail at Yankee Jim’s access point on river left of the North Fork American River. The sign states that the Native Americans in the

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<sup>8</sup> AR PAD Section 3, p. 28

<sup>9</sup> Section 2 4.1 Current Operations, p. 18.

<sup>10</sup> AR PAD, Section 3.3.1 Fish and Aquatic Resources Existing Environment, p. 24

<sup>11</sup> AR PAD, Section 3, p. 25

area called the river “Yo Dokum Se O”, which is translated as: “The river with the falls where we catch the fish.”

A thorough review of the introduction conditions and potential modifications to the outlets of Clementine Dam for salmon and steelhead is warranted.

## **Wild & Scenic Values**

The proposed Clementine Hydropower Project proposes a powerhouse located downstream of the dam itself, which may fall within the wild and scenic eligible reach (mentioned above in our comments on the PAD). Consistent with managing-agency policies, the proposed facilities should not impair the eligibility for wild-and-scenic river status of the affected reach of the North Fork American River, including “free flowing,” “outstandingly remarkable values,” or “tentative classifications.”<sup>12</sup>

## **Fish Entrainment**

The Clementine Hydropower Project should be designed to avoid entrainment of Rainbow Trout and Central Valley Steelhead.

American Renewables states in its PAD,

Fish impingement is not anticipated to be significant because maximum velocities at the intake trashracks will be about 1.2 fps under maximum powerhouse flow conditions (i.e., 1,574 cfs). At low intake flow levels, velocities would be correspondingly less. Larger fish would be able to swim away from the intake trashracks. Smaller fish could be drawn into the penstock and through the turbines.<sup>13</sup>

We request that AR provide more supporting information about the size of Rainbow Trout and Central Valley Steelhead that would be able to swim away from the inlets as well as the size that could be small enough to safely go through the turbines. Please explain the thresholds for size and if some mid-sized fish would not be able to swim away and would be too big to be “safely” entrained in the turbines. Also, AR should address the condition of the fish once through the turbines and their susceptibility to predation after arriving below Lake Clementine.

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<sup>12</sup> “Compendium of Questions and Answers Relating to Wild and Scenic Rivers,” A Technical Report of the Interagency Wild & Scenic Rivers Council, 2006. (FERC Accession #20110202-5000(24846497)) See page 24.

<sup>13</sup> AR PAD, Section 3, p. 26

In addition, we request that AR provide information about the impact of passing small fish through the turbines while the bigger fish stay up in the reservoir. How would this division of bigger and smaller fish ultimately affect the fish population upstream and downstream of Lake Clementine.

It is important that the licensee include designs to minimize fish entrainment. We agree with AR on the proposed Protection and Mitigation Measure:

“Final design of the intake should minimize risk of fish impingement and entrainment. The intake will be screened to prevent fish entrainment, and operated such that water velocities cause minimal to no sediment disturbance or impacts to fish. AR will also consider utilizing turbines with higher fish survival rates to prevent mortality from entrainment if this is deemed to be a problem.”<sup>14</sup>

However, the licensee also states that “particularly at higher flow levels, some mortality due to entrainment can be expected... Under existing conditions, entrainment of fish over the spillway can also be anticipated, particularly during high flow conditions when water levels over the spillway exceed a depth of 2 feet over the spillway crest.”<sup>15</sup> It is not clear that there is a mutually shared acceptable level of mortality due to entrainment. As we begin discussions around this issue with the resource agencies, it will be important to review the licensee’s assumptions that risk of entrainment is only present at higher flows, identify the threshold for those high flows, and design solutions that meet our interests to protect fish. We support the licensee’s suggestion that this entrainment discussion and related Entrainment Study should evaluate the effects of entrainment on anadromous fish as well as work collaboratively with relicensing participants to incorporate design features to facilitate downstream passage.

### **Structural Safety**

The PAD should address the structural safety of modifying the existing Clementine Dam with the proposed hydropower facilities.

### **Roads and Trails**

The road and trail modifications should not conflict with the Wild & Scenic eligibility of the reach above and below Lake Clementine. The licensee proposes “No new roads are planned for project construction, but an approximately 600 foot long access will be constructed from the access road near the dam. Further, the existing road to Lower Lake Clementine and the dam may need to be upgraded.”<sup>16</sup>

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<sup>14</sup> AR PAD, Section 3, p. 28

<sup>15</sup> AR PAD Section 3, page 27

<sup>16</sup> AR PAD Section 3 page 60

## Transmission Line

The transmission line modifications should not conflict with the Wild & Scenic eligibility of the reach above and below Lake Clementine. AR proposes “to interconnect with PG&E’s transmission system at the Halsey substation, about 2 miles northwest of the North Fork several hundred feet downstream of the dam. The line would be upgraded to a 69 kilovolt (kV) line.”<sup>17</sup> Though the licensee proposes using an existing transmission line, it is unclear what the impacts of upgrading the line are. The licensee should address if any additional forest will need to be cleared to make this upgrade. Alternately, if interconnection with the Halsey substation is not feasible, the licensee proposes that “the project would connect with the Mountain Quarries substation 1.5 miles south of the North Fork Dam.”<sup>18</sup> Again for this second alternative, the licensee needs to address how much forest would be cleared and the impacts on the viewshed, recreation, wildlife, and aesthetic values.

AR proposes that “Given that [the transmission line to Halsey] is an existing PG&E line, AR does not propose that the upgraded line be part of the project.”<sup>19</sup> We recommend that in keeping with the Federal Power Act, all facilities that are “used and useful” to the licensee be considered within the project. That would include the upgraded transmission line.

## Aesthetic and Recreation Values

The aesthetic and recreational values should be protected in keeping with the outstanding and remarkable values associated with the Wild & Scenic eligibility status associated with the reach downstream of Clementine.

The licensee proposes to install “a silo-type powerhouse with a diameter of about 80 feet to be sited about 150 feet downstream of the dam. Two 16-foot-wide draft tube tunnels will connect and extend about 70 feet to the NFAR (Figures 2-2 through 2-6).”<sup>20</sup> The licensee maintains that the powerhouse and silo will be designed to “blend into the surroundings” and the switchyard will be “architecturally treated.” “Although most of the powerhouse will be underground from the river and downstream locations, up to 70 feet of the west side of the powerhouse will be visible.”<sup>21</sup> Though the licensee clearly is trying to show an appreciation for the aesthetic values of the area, it will be important to understand more thoroughly how an 80-foot-wide silo and switchyard will be blended in with its surroundings and be in-keeping with the Wild & Scenic eligibility status.

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<sup>17</sup> AR PAD Section 2, page 8

<sup>18</sup> AR PAD Section 2, page 8

<sup>19</sup> AR PAD Section 2, page 8

<sup>20</sup> AR PAD Section 2, page 1

<sup>21</sup> AR PAD Section 3 page 60



## **Renewable Portfolio Standard (RPS)**

The licensee should describe if and how the proposed project is eligible for RPS credits.

## **Comments on Proposed Studies**

### ***Anadromous Fish Passage Study***

The licensee should conduct a study of anadromous fish passage design alternatives as well as studies of volitional anadromous fish outmigration and collection facilities at Lake Clementine.

### ***Foothill Yellow-Legged Frog Study***

The Foothill Yellow-Legged Frog (FYLF) Study should identify sites within the construction zone of the project and identify mitigation measures for negative impacts to frogs during construction.

### ***Water Temperature Study***

We recommend that the AR water temperature study address the potential for using this new hydropower project to cool water temperatures in the thalweg and pools to facilitate steelhead recovery to the North Fork American River.

We request that AR monitor margin water temperatures where Foothill Yellow-Legged Frogs are observed in the reach impacted by the proposed project. We have found in other relicensings and from firsthand experience that the margin temperatures can differ greatly from the thalweg temperatures. The warmer margin temperatures in June – September can inform us about temperature constrained habitat for Foothill Yellow-Legged Frogs and the thalweg temperatures typically inform the availability of fish habitat.

Thank you for your consideration of our comments. If there are any questions regarding this letter, please contact,

Sincerely,



FRIENDS  
OF THE  
RIVER



California Sportfishing  
Protection Alliance

*"An Advocate for Fisheries, Habitat and Water Quality"*

*Ronald M Stork*

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Ronald Stork  
Senior Policy Advocate  
Friends of the River

1418 20th Street, Suite 100  
Sacramento, CA 95814  
916 442-3155 x220  
[rstork@friendsoftheriver.org](mailto:rstork@friendsoftheriver.org)

*Chris Shutes*

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Chris Shutes  
FERC Projects Director  
California Sportfishing Protection Alliance

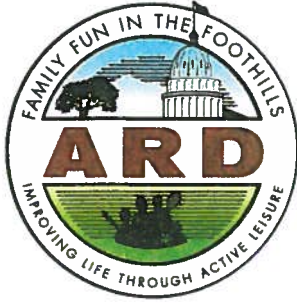
1608 Francisco Street,  
Berkeley, CA 94703  
(510) 421-2405  
[blancapaloma@msn.com](mailto:blancapaloma@msn.com)

*Michael Garabedian*

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Michael Garabedian  
Friends of the North Fork

7143 Gardenvine Avenue  
Citrus Heights, CA 95621  
(916) 727-1727  
mikeg@gvn.net



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## AUBURN AREA RECREATION AND PARK DISTRICT

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December 18, 2014

Ms. Kimberly Bose, Secretary  
Federal Energy Commission  
888 First Street, NE  
Washington, DC 20426

**Subject: Lake Clementine Project (FERC Project No. P-13432) Comments on the First Stage Consultation and Study Plans to Prepare License Application.**

Dear Secretary Bose:

**Recreational Impacts:** We are writing you concerning Canadian Kruger Energy Company's plans to construct the Lake Clementine Hydroelectric Project. The Lake Clementine -Confluence American River Area, located in the heart of Auburn State Recreation Area, is visited by about 750,000 to 1 million visitors each year. Hikers, swimmers, picnickers, fishermen, white water kayakers, mountain bikers, power boaters, touring kayakers and canoeists, all use this area regularly. The Auburn SRA is a valuable economic asset to Auburn and the surrounding area. The North Fork has been determined eligible in 1997 for protection under the National Wild & Scenic Rivers Act.

**Construction Impacts:** Lake Clementine Hydro is proposing to industrialize more than 2 square mile area of this popular, scenic, steep canyon and river bar area by widening, grading, graveling and paving recreational trails and an access road and boat launch area into a construction access/staging zone to deliver cement and construction supplies, construction equipment, power plant and electrical substation components and workers to the North Fork Dam hydroelectric plant site for 18 months or more. The proposed project would result in permanent and temporary recreational loss in a canyon area and river bar used daily, year-round by outdoor enthusiasts.

**Wildlife Impacts:** The potential wildlife impacts are considerable and are estimated to have permanent cumulative effects to the wildlife that depend on this river canyon area for habitat. Informal citizen surveys verify that peregrine falcons, blue heron, ouzels, river otters and beaver are among the seasonal and permanent residents that depend on the area for food and shelter. Rainbow trout and smallmouth bass depend on a clean, healthy and relatively sediment free aquatic environment.

We recommend that FERC deny Lake Clementine Hydro LLC a license to construct and operate a hydroelectric facility. Falling short of that, we insist on comprehensive detailed recreational, wildlife and economic studies from Lake Clementine to the Confluence that takes into account the cumulative impacts from the proposed project.

Thank you for the opportunity to comment.

Sincerely,

Scott Holbrook, Chairman  
Auburn Area Recreation District

## Item 9.1 Cover sheet – Fee Waiver Review

**Auburn Area Recreation and Park District (ARD) Finance Committee meeting December, 2014; Board of Directors meeting, December, 2014**

### The Issue

A review of the amount of fee waivers ARD has granted over the past 5 years. Director Gray requested that this be reviewed.

### Background

Fee Waivers are requested by various groups for use of ARD Facilities. ARD Policy on Fee Waivers, adopted August, 2010 is as follows:

#### **XXX. Policy & Procedures for Fee Waivers**

*Fee waivers may be granted to non-profit organizations, schools, other public agencies and ARD co-sponsored events. ARD staff can approve fee waivers up to a dollar amount of \$1,500. Fee waivers over this amount will be sent to the Finance Committee and finally to the Consent Calendar. Denied fee waivers can be appealed to the ARD Board of Directors. Appeals should be made in writing and sent to the Customer Service/Marketing Manager at least 7 days before the next ARD Board of Director's meeting.*

*The person or organization making the fee waiver request should be responsible for the following:*

- A. Paying applicable custodial, set up/take down fee.*
- B. Special Events – paying the current rate per hour/person for staffing the event (one maintenance worker per 500 attendees).*
- C. Special Events – events over 250 attendees require a dumpster.*
- D. Special Events – events with 400 + attendees will require one portable toilet. Add 1 portable toilet for every 200 additional attendees.*
- E. Special Events – in most cases the person/organization requesting the fee waiver will take care of trash, bathrooms, etc.*

A 5 year review of the amount of fees waived by ARD is as follows:

<b>Year</b>	<b>Public</b>	<b>USBR Property</b>	<b>Total</b>
FY 14/15*	\$8,241	\$590	\$8,831
FY 13/14	\$8,582	\$1,046	\$9,628
FY 12/13	\$17,962	\$1,302	\$19,264
FY 11/12	\$14,881	\$1,278	\$16,159
FY 10/11	\$39,958	\$1,837	\$41,795

\*Through 10/31/14

The fee waiver logs for FY 13/14 and current portion of FY 14/15 are attached.

For the past two years, there are three fee waivers that total over \$1,000:

Senior Health Fair	\$1,200/year (average)
AAUW Trivia Bee	\$2,160/year
PHS Grad Night	\$4,880/year

**Recommendation for the Board of Directors**

Review the Fee Waiver information and comment. This item can back to the Finance Committee or the Policy Committee for further review, if needed.

The Finance Committee reviewed this information and did not find any abnormalities.

**Fiscal Impact**

The fiscal impacts of each year's Fee Waivers are provided in the "Background" section.

**Attachments**

FY 13/14 Fee Waiver Log.

FY 14/15 Fee Waiver Log (partial).

FEE WAIVER LOG

DATE	NAME	ORGANIZATION	RENTAL FEES	CUSTOMAL AND PERMIT FEES	WAIVED FEES	CO-SPONSORED EVENT	MONTHLY TOTAL	YTD TOTAL
Apr-13	John Kirkpatrick	Gold Country Wildlife Rescue-Sierra Room, Kitchen, Sunset Rim, Education seminar	\$800.00	\$30.00	\$800.00	No		
Apr-13	Karen Neal	Cub Scout Pack 6-Meadow Vista-Regional Park Picnic sites and Amphitheater-Annual meeting	\$200.00	\$10.00	\$200.00	No		
Apr-13	Bart O'Brien	Auburn Rotary-Outgoing President	\$120.00	\$30.00	\$150.00	No		
May-13	James Moore	Auburn "Host" Lions Club- Picnic sites at Recreation Park	\$100.00	\$60.00	\$100.00	No	\$1,150.00	\$1,150.00
May-13	Barbara Crowell	Senior Health Fair-Regional Gym and Lakeside Room	\$1,360.00	\$360.00	\$1,040.00	Yes		
May-13	Kerri Rondoni	Placer Hills School District-Meadow Vista Picnic Sites-End of year party	\$150.00	\$90.00	\$150.00	No		
Jul-13	Barbar Whitley	Girl Scouts-Recreation Picnic area- Group meeting	\$50.00	\$30.00	\$50.00	No	\$1,290.00	\$2,440.00
Jul-13	Patrick King	Auburn Moose Lodge Picnic- Recreation Park Picnic	\$75.00	\$60.00	\$75.00	No		
Jul-13	Joshua Freeman	Auburn Church of Christ-Fundraising evnet	\$150.00	\$90.00	\$150.00	No		
Jul-13	Christine Bunnell	Tracey Bunnell-CANCELLED	\$840.00	\$60.00	\$840.00	Yes		
Aug-13		Adjustment for Bunnell's cancellation					\$1,115.00	\$3,555.00
Aug-13	John Gillmore	Boy Scouts of Amecia-Pack 57; Picnic #1, Rec. Park-Pack Meeting	\$80.00	\$30.00	\$50.00	No	\$275.00	\$2,715.00
Sep-13	Barbara Webb	Placer Hills Education Foundation: Meadow Vista Picnic Sites-Fundraiser for PHEF	\$225.00	\$130.00	\$225.00	No	\$50.00	\$2,765.00
Sep-13	John Gillmore	Boy Scouts of America-Pack 57; Picnic #1, Rec. Park-Pack Meeting	\$50.00	\$30.00	\$50.00	No		

12/14

FEE WAIVER LOG

DATE	NAME	ORGANIZATION	RENTAL FEES	CUSTODIAL AND PERMIT FEES	WAIVED FEES	CO-SPONSORED EVENT	MONTHLY TOTAL	YTD TOTAL
Sep-13	Ed Easton	Gold County Toy Run-Annual Ride...Regional Gym and Picnic sites at Rec. Park	\$710.00	\$30.00	\$740.00	Yes		
							\$1,015.00	\$3,780.00
Oct-13	Katrina Kane	Placer County Sheriff Search & Rescue Recertification Prg. At Overlook Park	\$226.00	\$60.00	\$226.00	No		
Oct-13	Patrick Little	Special Olympics-Recreation Gym	\$643.50	\$165.00	\$643.50	No		
Oct-13	Veona Galbraith	Girl Scout Troop 1589-Lakeside Room	\$120.00	\$30.00	\$120.00	No		
							\$989.50	\$4,769.50
Nov-13	Will Taylor	Health and Human Services, Placer County- Recovery Happens Recreation Park Picnic Sites	\$240.00	\$90.00	\$240.00	No		\$5,009.50
Dec-13	Alexandia Haslings	Auburn Zombie Run-Recreation Park Picnic Sites	\$150.00	\$60.00	\$150.00	Yes		
Dec-13	Tim Helmer	Auburn Area 45 Club-Fundraising Christmas Event for Children-Sierra Room and Kitchen	\$230.00	\$60.00	\$230.00	No		
Dec-13	Susan Rushion	AAUW-Annual Trivia Bee Fundraising-Regional Gym and Lakeside Room	\$2,160.00	\$90.00	\$2,160.00	No		
							\$2,440.00	\$7,729.50
Jan 014	Ralph Lucas	Western States Endurance Run holding a communication training session in Sierra Room	\$360.00	\$60.00	\$360.00	Per MOU with WSTF		
Jan 014	Janean Steinheimer	Placer High Grad Night- Recreation Park Building and Pool	\$4,880.00	\$635.00	\$4,880.00	Yes		
							\$5,240.00	\$13,329.50
Feb-14	John Demello	Placer Sportsmen-Recreation Gym for fundraising, Fishing Derby at Regional Park	\$507.00	\$90.00	\$407.00	Yes		

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FEE WAIVER LOG

FY 14/15 (through 12/14)

DATE	NAME	ORGANIZATION	RENTAL FEES	CUSTODIAL AND PERMIT FEES	WAIVED FEES	CO-SPONSORED EVENT	MONTHLY TOTAL	YTD TOTAL
Apr-14	Craig Thornley	Western States Endurance Run-Sierra Room	\$135.00	\$60.00 Staffing fee \$30.00 Alcohol permit	\$135.00	No		
Apr-14	Krista Greenlee	Auburn Marmalads Synchronized Swim Team-Sierra Room	Internal Resv.	\$100.00 Staffing fee \$30.00 Alcohol permit		Yes		
Apr-14	Jessica Sanchez	Mountain Mom's & Little Folks-Recreation Picnic site	\$90.00	\$30.00	\$90.00	No		
Apr-14	Patrick King	Auburn Moose Lodge-Recreation Picnic sites	\$100.00	\$30.00	\$100.00	No		
Apr-14	Jim Northey	Fundraising for a cancer patient-Recreation Gym	\$290.00	\$120.00	\$290.00	No		
Apr-14	Karen Neal	Cub Scouts-Pack 6 Meadow Vista-Regional Picnic sites & Amphitheater	\$190.00	\$10.00	\$190.00	No		
							\$805.00	\$805.00
May-14	Chris Pehert	Freedom Church-Regional Picnic 1	\$50.00	\$30.00	\$50.00	No		
May-14	Robin Griffiths	Placer Hills Union School-Meadow Vista picnic 1,2 &3	\$150.00	\$90.00	\$150.00	No		
May-14	Judy Suter	Western States Trail Foundation-Board Room	\$120.00	\$0.00	\$120.00	No		
May-14	Norm Kendall	Gold Country Amulee Support Group-Regional Picnic 1	\$75.00	\$30.00	\$75.00	No		
May-14	Sunny Hayner	Sierra Foothills VA Clinic-Using the Regional Park walk path	\$0.00	\$30.00	\$0.00	No		
							\$395.00	\$1,200.00
Jun-14	Laura Moore	Girl Scout Troop 684-Kitchen at Recreation Park Building	\$100.00	\$30.00	\$100.00	No		
Jun-14	Cindy Cuffe	Placer ARC-Adult Achievement Center	\$150.00	\$30.00	\$180.00	No		
							\$280.00	\$1,480.00
Jul-14	Barb Webb	Placer Hills Education Foundation Fundraiser Picnic sites at MV Park	\$225.00	Alcohol Fee \$30.00 Custodial Fee \$100.00	\$225.00	Yes		
Jul-14	Joe Hernandez	Sierra Foothills Cycling Club- Picnic sites at MV Park	\$50.00	\$30.00	\$50.00	No		

FEE WAIVER LOG

11/11/11  
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 11/11/11

DATE	NAME	ORGANIZATION	RENTAL FEES	CUSTODIAL AND PERMIT FEES	WAIVED FEES	CO-SPONSORED EVENT	MONTHLY TOTAL	YTD TOTAL
Jul-14	Lindsey Billings	Auburn Outlaws Roller Derby-Front parking lot and Recreation Kitchen	\$248.00	\$30.00	\$248.00	Yes		
Aug-14	Susan Rushton	Auburn Branch AAUW-Susan Rushton Regional Gym and Lakeside Room	\$2,160.00	\$90.00	\$2,160.00	Yes	\$523.00	\$2,003.00
Sep-14	Dennis Koehn	Auburn Elks Lodge-Picnic area at Recreation Park	\$50.00	\$30.00	\$50.00	No		
Sep-14	Amanda Elzy	Mountain Moms & Little Folks-Gazebo at Recreation Park	\$100.00	\$30.00	\$100.00	No		
Sep-14	Douglas Marquand	ARD Shotokan Karate-Picnic site at Regional Park	\$50.00	\$30 custodial and \$30 alcohol permit	\$80.00	Yes	\$2,160.00	\$4,163.00
Sep-14	Barb Webb	Collax High Leadership-Meadow Vista Picnic sites	\$225.00	\$90.00	\$225.00	No		
Sep-14	Bob Snyder	Leadership Auburn Alumni-Splash Pool area	\$200.00	\$50.00 staffing	\$200.00	Yes		
Oct-14	Courtney Portlock	Out of the Darkness Walk-Suicide Prevention-Railhead Field A	\$109.80	\$30.00	\$109.80	Yes	\$625.00	\$4,788.00
Oct-14	Barbara Crowell	Senior Health Fair- Regional Gym and Lakesider Room	\$1,790.00	\$360.00	\$1,470.00	Yes		
Oct-14	Brandee Ambrosia	AAUW-Foothills Room	\$160.00	\$70.00	\$160.00	No		
Nov-14	Will Taylor	Placer County Health & Human Services-Recreation Picnic & Gazebo-Recovery Happens	\$270.00	\$90.00	\$270.00	Yes		
Nov-14	Diana Boyer	FATRAC-Lakeside Room-	\$220.00	\$30.00	\$250.00	No	\$1,739.80	\$6,527.80
Nov-14	Patrick Little	Special Olympics-Recreation Gym	\$760.50	\$195.00	\$760.50	Yes		

## Garden Club hands out yearly grants

The Auburn Garden Club recently awarded grants to support community garden-related projects in Placer County. A special interest this year (and for next year) is beautification projects within the community. The club has awarded more than \$50,000 in scholarships and grants over the past 10 years. This year the grants totaled \$5,500, a press release said. This year's recipients are Auburn Recreation District, Rock Creek School gardens, Auburn State Recreation Area's Murphy House, Placer Nature Center and Harvest Ridge Academy Charter School. Pictured, back row from left, are Rick Krach, Auburn Garden Club president; Kahl Muscott, district administrator of the Auburn Recreation District; Elizabeth Cutter, Rock Creek School; Mike Schneider, Auburn State Recreation Area superintendent; Karen Tajbl, grants chairwoman at the Auburn Garden Club. Front row, from left, are Kimberly Grant, executive director of the Placer Nature Center; Diane Cornwell, Auburn State Recreation Area and Ellen Stephen, Harvest Ridge Placer Academy Charter School.



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