

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF DIRECTORS OF GOLDEN RAIN FOUNDATION OF LAGUNA WOODS  
A CALIFORNIA NON-PROFIT MUTUAL BENEFIT CORPORATION

**August 7, 2007**

The Regular Meeting of the Golden Rain Foundation of Laguna Woods Board of Directors, a California non-profit mutual benefit corporation, was held on Tuesday August 7, 2007, at 9:30 A.M., at 24351 El Toro Road, Laguna Woods, California.

Directors Present: Ruth May, Bob Miller (via telephone), Mark Schneider, Don Tibbetts, Bea McArthur, Joseph Heller, Cynthia Chyba, Erwin Stuller, Jack Bassler, Noel Hatch

Directors Absent: George Portlock

Others Present: Milt Johns, Patty Fox, Janet Price (10:45 A.M.–11:01 A.M.)  
*Executive Session:* Milt Johns, Patty Fox, Cris Trapp

**CALL TO ORDER**

In President George Portlock's absence, Ruth May, 1<sup>st</sup> Vice President, served as Chair of the meeting and stated that it was a regular meeting held pursuant to notice duly given and that a quorum was present. The meeting was called to order at 9:30 A.M.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Director Don Tibbetts led the membership in the Pledge of Allegiance to the Flag.

**ACKNOWLEDGEMENT OF PRESS**

Lindsey Baguio from the Laguna Woods Globe, and by way of remote cameras, the TV Channel 6 Camera Crew staff were acknowledged.

**APPROVAL OF AGENDA**

The agenda was approved as submitted.

**APPROVAL OF MINUTES**

The Report of the GRF Business Planning Committee of June 25, 2007 and the Minutes of the Regular Board Meeting of July 3, 2007 were approved as written.

**CORPORATE MEMBER AND RESIDENT MEMBER COMMENTS**

- Larry Johnson (50-B) commented on traffic enforcement
- Maxine McIntosh (68-C) commented on staff expenditures
- Pat Whitson (3-H) commented on staff expenditures
- Jerry Sheinblum (3488-C) announced the next CCA Townhall Meeting at Clubhouse 5
- Bud Nesvig (2392-3H) commented on staff support expenditures policy
- Corkie Eley (2401-2E) commented on CC&Rs
- Mike Curtis (342-A) commented on the staff expenditure policy
- Eugene Ryan (3361-O) commented on staff expenditures
- Ron Saccone (3026-B) commented on staff expenditures

- Lucie Falk (3377-A) commented on change in leadership
- Connie Grundke (2214-B) commented on staff support expenditures policy
- Pamela Grundke (2214-B) commented on the protest march at the August 1, 2007 Special Board Meeting and staff expenditures
- Stanley Feldstein (2403-1B) commented on staff support expenditures policy
- Libby Marks (82-Q) commented on being courteous and polite with each other
- Karel Brouwer (3189-C) commented on employee perks
- Len Peverieri (76-P) commented on employee salaries
- Barbara Copley (410-D) commented on director duties and powers
- Kay Margason (510-C) commented on audit of credit card usage

### **CHAIR'S REPORT**

First Vice President May commented on statements made under Member Comments.

### **OLD BUSINESS**

The Secretary of the Corporation, Director Cynthia Chyba, read the following proposed resolution approving the revisions to the Resident Fee Schedule for 2007 by increasing driving range fees and guest fees:

#### **RESOLUTION 90-07**

**WHEREAS**, on May 2, 2006, by way of Resolution 90-06-32, the Board of Directors of this Corporation approved the Resident Fee Schedule for 2007; and

**WHEREAS**, additional fees are needed to maintain the driving range in the appropriate condition;

**NOW THEREFORE BE IT RESOLVED**, August 7, 2007 that the Board of Directors hereby revises the Resident Fee Schedule for 2007 as follows:

- Resident fee increase for driving range, full bucket of balls from \$2.00 to \$4.00
- Resident fee increase for driving range, ½ bucket of balls from \$1.00 to \$2.00
- Eliminate Guest fees for driving range, full and ½ bucket of balls
- Add five additional balls to full and ½ bucket of balls

**RESOLVED FURTHER**, that such changes shall be effective August 7, 2007; and

**RESOLVED FURTHER**, that Resolution 90-06-32 adopted May 2, 2006 is

hereby amended; and

**RESOLVED FURTHER**, that the officers and agents of this Corporation are hereby authorized on behalf of the Corporation to carry out the purpose of this resolution.

Director Bea McArthur made a motion to remove from the table a motion to revise the Resident Fee Schedule for 2007. Director Noel Hatch seconded the motion. By a vote 8-1-0 (Director Heller opposed), the motion carried.

Mutual Members Jerry Gluck (4007-3D); David Talcott (5447); Marty Rhodes (5369-2A); Barbara Copley (410-D); Harry Curtis (5371-2A); and Bud Nesvig (2393-3H) commented on their opposition to the fee increase.

The Board discussed the motion to approve.

Director Joseph Heller made a motion to table and return the issue back to the Community Activities Committee. Director Jack Bassler seconded the motion. By a vote of 2-7-0 (Directors Bassler and Heller voted in favor), the motion failed.

By a vote 0-9-0 the main motion to approve the resolution failed.

The Secretary of the Corporation read the following proposed resolution establishing a private party fee for the exclusive use of the Clubhouse One gymnasium by residents:

#### **RESOLUTION 90-07**

**WHEREAS**, on May 2, 2006, by way of Resolution 90-06-32, the Board of Directors of this Corporation approved the Resident Fee Schedule for 2007; and

**WHEREAS**, in order to control and limit the use of the Clubhouse One gymnasium by large numbers of guests, the Community Activities Committee recommends, based on the advice of the Active Facilities Advisory Group, that the Board establishes a private party rental fee;

**NOW THEREFORE BE IT RESOLVED**, August 7, 2007 that the Board of Directors hereby revises the Resident Fee Schedule for 2007 to include a private party rental fee of \$50 for exclusive use of the Clubhouse One gymnasium by residents and their guests; and

**RESOLVED FURTHER**, that the private use of the gym shall be limited to two hours during established open hours; and

**RESOLVED FURTHER**, that such changes shall be effective August 7, 2007; and

**RESOLVED FURTHER**, that Resolution 90-06-32 adopted May 2, 2006 is hereby amended; and

**RESOLVED FURTHER**, that the officers and agents of this Corporation are hereby authorized on behalf of the Corporation to carry out the purpose of this resolution.

Director McArthur made a motion to remove from the table a motion establishing a private party fee for the exclusive use of the Clubhouse One gymnasium by residents. Director Heller seconded the motion and discussion ensued.

By a vote of 8-1-0 (Director Hatch opposed), the motion carried.

The Directors discussed the motion to approve.

Mutual Member Libby Marks (82-Q) addressed the Board on the resolution.

Director Heller made a motion to table and return to the Community Activities Committee. Director McArthur seconded the motion and the motion carried unanimously.

The Secretary of the Corporation read a proposed resolution on adopting a Schedule of Monetary Penalties for RV Parking Areas.

Director Heller made a motion to remove from the table, a motion to adopt a Schedule of Monetary Penalties for RV Parking Areas. Director Don Tibbetts seconded the motion.

By a vote of 9-0-0 the motion carried and the Board of Directors adopted the following resolution:

**RESOLUTION 90-07-60**

**WHEREAS**, by way of Resolution 90-07-03 the Board approved the Recreational Vehicle Parking Areas #A and #B Rules and Regulations which are precautionary rules and regulations intended to protect the property of GRF as well as the residents who utilize the RV Lots; and

**WHEREAS**, the Security Division has the primary responsibility for administration, governance and coordinating maintenance issues of the Recreational Vehicle Parking Lots A and B; and

**WHEREAS**, currently, there is no monetary penalty policy set in place for violations of the RV rules and regulations;

**NOW THEREFORE BE IT RESOLVED**, August 7, 2007 that the Board of Directors of this Corporation hereby adopts a Schedule of Monetary Penalties for the Recreational Vehicle Parking Areas, as attached to the official minutes of this Corporation; and

**RESOLVED FURTHER**, that such Schedule of Monetary fines will provide the Board of Directors with a fair and progressive set of guidelines to use when hearing member disciplinary matters and assessing fines pursuant to the issuance of Notices of Violation; and

**RESOLVED FURTHER**, that the officers and agents of this Corporation are hereby authorized on behalf of this Corporation to carry out the purpose of this Resolution.

### **NEW BUSINESS**

No new business came before the Board.

### **CONSENT CALENDAR**

Without objection, the Consent Calendar was approved and the following actions were taken:

#### **RESOLUTION 90-07-61**

**RESOLVED**, August 7, 2007 that the Board of Directors of this Corporation hereby approves the request from the Reform Temple for the installation of a coaxial cable in the Clubhouse One main lounge for the sound system for their Friday evening services; and

**RESOLVED FURTHER**, that all materials and costs of the installation shall be at the Reform Temple's expense; and

**RESOLVED FURTHER**, that the officers and agents of this Corporation are hereby authorized on behalf of the Corporation to carry out the purpose of this resolution.

#### **RESOLUTION 90-07-62**

**RESOLVED**, August 7, 2007 that the Board of Directors of this Corporation hereby approves the request from South County Outreach to store food barrels in all Clubhouses, the library, and the Community Center in support of its Annual Food Drive from August 8, 2007 through September 21, 2007; and

**RESOLVED FURTHER**, that the officers and agents of this Corporation are hereby authorized on behalf of the Corporation to carry out the purpose of this resolution.

The Board approved the following recommendations from the Government and Public Relations Committee:

- AB 250 (DeVore) – Support
- AB 980 (Calderon) – Removing Opposition
- SB 127 (Kuehl) – Removing Opposition

## **COMMITTEE REPORTS**

In Director Bob Miller's behalf, Director Don Tibbetts reported on the Treasurer's Report and from the Finance Committee.

Ms. Janet Price entered the meeting at 10:45 A.M.

The Secretary of the Corporation read a proposed resolution on transferring \$1,000,000 from the Operating Surplus to the Facilities Fund.

Director McArthur moved to approve the resolution. Director Tibbetts seconded the motion.

Mutual Members Bud Nesvig (2392-3H), Libby Marks (82-Q), and Ken Hammer (797-B) addressed the Board on the resolution.

The Directors discussed the motion to approve.

By a vote of 9-0-0 the motion carried and the Board of Directors adopted the following resolution:

### **RESOLUTION 90-07-63**

**WHEREAS**, for the year ending December 31, 2007, staff projects that GRF will have a total operating surplus of \$1.7 million - \$2 million. According to the Davis-Stirling Act, a homeowner's association may only assess its members for the cost of its expected expenditures; and

**WHEREAS**, in the event expenditures are less than projected and operating surplus exists, that unintentional over-assessment should be returned to the members in some fashion;

**NOW THEREFORE BE IT RESOLVED**, August 7, 2007 that the Board of Directors of this Corporation hereby authorizes the transfer of \$1,000,000 of the 2007 projected Operating Surplus to the Facilities Fund; and

**RESOLVED FURTHER**, that the officers and agents of this corporation are hereby authorized on behalf of the corporation to carry out the purpose of this resolution.

The Secretary of the Corporation read a proposed resolution authorizing a supplemental appropriation of \$81,840 to replace two buses.

Director Heller moved to approve the resolution. Director McArthur seconded the motion.

Mutual Members Mary Wall (239-D), Jerry Sheinblum (3488-C), Denny Welch (5517-1C), and Maxine McIntosh (68-C) addressed the Board on the resolution.

The Directors discussed the motion to approve.

By a vote of 9-0-0 the motion carried and the Board of Directors adopted the following resolution:

**RESOLUTION 90-07-64**

**WHEREAS**, Capital Plan Item #P07010, adopted September 5, 2006 includes an appropriation of \$316,000 for the replacement of two buses, to be funded from the Equipment Fund; and

**WHEREAS**, the quoted the new purchase price is \$81,840 over the amount of the original estimated price; and

**WHEREAS**, an FTA §5310 grant has been awarded to GRF and the grant funds of approximately \$256,000 will be deposited into the Equipment Fund upon receipt;

**NOW THEREFORE BE IT RESOLVED**, August 7, 2007 that the Board of Directors of this Corporation hereby authorizes a supplemental appropriation in the amount of \$81,840 from the Equipment Fund; and

**RESOLVED FURTHER**, that the officers and agents of this corporation are hereby authorized on behalf of the corporation to carry out the purpose of this resolution.

Ms. Price left the meeting at 11:01 AM

**DIRECTOR'S COMMENTS:**

Director Miller apologized for not attending the meeting in person  
Director Heller announced the opening of Pool 2 and thanked staff on the good work  
Director Tibbetts commented on selling oak trees to the Great Park  
Director Stuller commented on low reserves

**MEETING RECESS**

The meeting recessed at 11:06 A.M. and went into Executive Session at 11:16 A.M.

During the Regular Executive Session meeting of July 3, 2007, the Board of Directors reviewed and approved the Minutes of the Regular Executive Session Meeting of June 5, 2007, and discussed contractual, potential litigation, and personnel issues.

**ADJOURNMENT**

There being no further business to come before the Board of Directors, the meeting adjourned at 2:33 P.M.

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Cynthia Chyba, Secretary



<b>Schedule of Monetary Fines: Recreational Vehicle Parking Areas*</b>			
<b>Violation</b>	<b>1st Offense</b>	<b>2nd Offense</b>	<b>3rd Offense (or more)</b>
Hazardous Material Violation	\$50	\$100	\$150
Wheel Block Violation	\$0	\$20	\$30
Jack Support Violation	\$20	\$30	\$40
Maintenance or Repair Violation	\$20	\$30	\$40
Miscellaneous (Minor)	\$0	\$20	\$30
Miscellaneous (Major)	\$20	\$30	\$40
*Consult the Recreational Vehicle Parking Areas Rules & Regulations manual for further detail on RV Lot traffic violations			