



*An Independent Special District
Serving Orange County Since 1947*

AGENDA

738TH MEETING

**BOARD OF TRUSTEES
ORANGE COUNTY VECTOR CONTROL DISTRICT**

**MAY 15, 2008
THURSDAY
3:00 P.M.**

**13001 GARDEN GROVE BOULEVARD
GARDEN GROVE, CALIFORNIA 92843-2102**

The mission of the Orange County Vector Control District is to provide the citizens of Orange County with the highest level of protection from vectors and vector-borne diseases.

BOARD OF TRUSTEES
Orange County Vector Control District
AGENDA
738th Meeting, May 15, 2008
Thursday, 3:00 P.M.

ITEMS

COMMITTEE MEETINGS:

⇒ None

OPEN HOUSE:

⇒ Operations Department Open House at the Haster Facility from 2:00 p.m. to 2:45 p.m., prior to the Board Meeting

REGULAR MEETING – 3:00 P.M.:

1. Pledge of Allegiance
2. Roll Call
3. Introduction of Visitors
4. Public Participation
5. District Manager Information Items
 - 5A - Introduction of New Employee
 - 5B - Edison Presentation
6. Consent Calendar Items – Items for Approval by General Consent
 - 6A - Authorize Disposal of Two Vehicles
 - 6B - Report of District Activities
7. Approval of Minutes
8. Accept and Approve Monthly Financial Report; and Receive and File Warrant Register
 - 8A - Monthly Financial Report
 - 8B - Warrant Register
9. Public Hearing to Consider the Ordering of Services and Projects, and Levy of the Assessments for Fiscal Year 2008-09 for Orange County Vector Control District Vector Surveillance and Control Assessment District (District No. 1), and the Mosquito, Fire Ant and Disease Control Assessment (District No. 2); and
Adopt Resolution No. 329, Approving the Engineer's Report, Confirming the Assessment Diagram and Assessment, and Ordering the Levy of the Assessment for Fiscal Year 2008-09 for the Vector Surveillance and Control Assessment District (District No. 1), and the Mosquito, Fire Ant and Disease Control Assessment (District No. 2):
10. Approve PARS Health Care Trust Implementing Agreements
11. OCERS Liability Presentation
12. Written Communications - Trustee Reports from the MVCAC Conference
13. Comments from the Board of Trustees
14. Other Business
15. Adjournment to Special Meeting of the Board of Trustee on May 29, 2008, at 3:00 p.m. or Regular Board of Trustees Meeting on June 19, 2008
(Meeting Calendar follows agenda.)

AGENDA

AGENDA: This Agenda contains a brief general description of each item to be considered. Except as otherwise provided by law, no action shall be taken on any item not appearing in the following Agenda.

NOTICE: The public is entitled to copies of all documents that are made part of the agenda packet. If any document or other writing pertaining to an agenda item is distributed to all or a majority of the Board after the packet is prepared, a copy of that writing may be obtained by contacting the Clerk of the Board at 714-740-4141.

PUBLIC PARTICIPATION: Citizens desiring to comment on specific agenda items are requested to indicate their interest to the Executive Assistant/Clerk of the Board before the start of the meeting. At the beginning of the meeting, members of the public may address the Board of Trustees on agendized items, or non-agendized items of interest that are within the subject matter jurisdiction of the Board of Trustees. A member of the public shall be allowed a period of up to three (3) minutes, or a time at the discretion of the President of the Board, to address the Board of Trustees.

ADA AGENDA NOTICE: “In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the District Office at (714) 971-2421. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR Part 35]”

BOARD ACTIONS: The Board may not legally take action on any item presented at this time other than to direct staff to investigate a complaint or place an item on a future agenda unless (1) by a majority vote, the Board determines that an emergency situation exists, as defined by Government Code Section 54956.5, or (2) by a two-thirds vote, the Board determines that the need for action arose subsequent to the agenda being posted as required by Government Code Section 54954.2(b).

WEB SITE: The Agenda and Minutes are available through the Internet at www.ocvcd.org. You can access the Agenda on the Monday prior to the Board of Trustees meeting. The Minutes are approved at the next regular Board of Trustees meeting and are available online the following Monday.

1. **PLEDGE OF ALLEGIANCE:** To be lead by Trustee Sowards (Alternate: Trustee Thompson).

2. **ROLL CALL:**

Stanton	Al Ethans, President		
Cypress	Sandra Montez, Vice-President		
San Clemente	Joe Anderson, Secretary		
Aliso Viejo	Phillip B. Tsunoda	Lake Forest	Jean D. Jambon
Anaheim	Lucille Kring	La Palma	Larry A. Herman
Brea	Roy Moore	Los Alamitos	Ken C. Parker
Buena Park	Jim Dow	Mission Viejo	Gail Reavis
Costa Mesa	Wendy Leece	Newport Beach	Dr. Virginia L. Barrett
Dana Point	Wayne Rayfield	Orange	Denis Bilodeau
Fountain Valley	Cheryl Brothers	Placentia	Greg Sowards
Fullerton	Sharon Quirk	Rancho Santa Margarita	Gary Thompson
Garden Grove	Dr. Sheldon S. Singer	San Juan Capistrano	Laura Freese
Huntington Beach	Joe Carchio	Santa Ana	Fred S. Bella
Irvine	Rosemary Dugard	Seal Beach	Michael Levitt
Laguna Beach	Toni Iseman	Tustin	Lou Bone
Laguna Hills	Melody Carruth	Villa Park	Richard A. Freschi
Laguna Niguel	Joe Brown	Westminster	Frank Fry, Jr.
Laguna Woods	Dr. Robert Bouer	Yorba Linda	Jim Winder
La Habra	James Gomez	County of Orange	R. Paul Webb

3. **INTRODUCTION OF VISITORS:**

4. **PUBLIC PARTICIPATION:** At this time, members of the public may address the Board of Trustees regarding **agenda items or items of interest** that are within the subject matter jurisdiction of the Board of Trustees. Generally, the Board will not enter into a dialogue during this period.

Speakers should have a “Speaker Card” completed and presented to the Clerk of the Board prior to the start of the Board meeting.

Comments shall be limited to **three minutes per person**, unless different time limits are set by the President, subject to the approval of the Board.

5. **DISTRICT MANAGER INFORMATION ITEMS:**

5A - **Introduction of New Employee:** Robert Cummings, Director of Scientific Technical Services, will introduce Laura Krueger, Assistant Vector Ecologist.

5B - **Edison Presentation:** Larry Shaw, Assistant District Manager/Director of Operations, will introduce Cheri Carroll, Accounting Manager, Business Customer Division, from Edison Company. She will present an Edison Company analysis of District facilities and other available energy savings.

*****CONSENT CALENDAR*****

6. **CONSENT CALENDAR – Items for Approval by General Consent:** All Consent Calendar items may be acted upon by one motion unless a Trustee requests separate action on a specific item.

6A - **Authorize Disposal of Two Vehicles:** The District Policy has been to consider replacement of vehicles at ten years or 100,000 miles of use, depending on mechanical condition. The two vehicles slated for disposal are: 1) Fleet No. 186, 1996 Chevy 1500 4x4 Pick Up Truck, 82,849 miles, which is more than ten years old and reaching higher mileage; and 2) Fleet No. 188, 1997 Chevy 1500 Pick Up Truck, 46,949 miles, which is more than ten years old and has a failing transmission. These vehicles will be sent to General Auction.

Recommended Action: It is the District Manager’s recommendation that the Board of Trustees authorize the disposal of two vehicles at General Auction: 1) Fleet No. 186, 1996 Chevy 1500 4x4 Pick Up Truck; and 2) Fleet No. 188, 1997 Chevy 1500 Pick Up Truck.

[Staff Contact: L. Shaw. Phone: (714) 971-2421, Ext. 121]

6B - **Report of District Activities:** Enclosed with the Agenda is the Report of District Activities as submitted by staff to the Board of Trustees by separate report dated May 9, 2008.

Recommended Action: Receive and File.

[Staff Contact: V. Blaylock. Phone: (714) 971-2421, Ext. 112]

*****END OF CONSENT CALENDAR*****

7. **APPROVAL OF MINUTES:** Approve without reading the Minutes of the 737th Meeting of the Board of Trustees held April 17, 2008, enclosed as a separate item with the agenda.

[Staff Contact: V. Blaylock. Phone: (714) 971-2421, Ext. 112]

8. **ACCEPT AND APPROVE MONTHLY FINANCIAL REPORT; AND RECEIVE AND FILE WARRANT REGISTER:** Gerard Goedhart, District Manager, will present the financial report and warrant register, and address any questions the Board may have regarding these reports.

8A - **Monthly Financial Report:**

Recommended Action: Accept for inclusion as Exhibit I, the Orange County Vector Control District Monthly Financial Report for the period ending April 30, 2008.

8B - **Warrant Register:**

Recommended Action: Receive and file payment of Warrant Register (Exhibit II) dated May 15, 2008, in the amount of \$493,709.53 as presented by In-House Check Runs dated April 1, 10, 15, 21, 24, and 29, 2008. (The financial information is enclosed as a separate item with the agenda packet.)

[Staff Contact: G. Goedhart. Phone: (714) 971-2421, Ext. 137]

9. **PUBLIC HEARING TO CONSIDER THE ORDERING OF SERVICES AND PROJECTS, AND LEVY OF THE ASSESSMENTS FOR FISCAL YEAR 2008-09 FOR ORANGE COUNTY VECTOR CONTROL DISTRICT VECTOR SURVEILLANCE AND CONTROL ASSESSMENT DISTRICT (DISTRICT NO. 1), AND THE MOSQUITO, FIRE ANT AND DISEASE CONTROL ASSESSMENT (DISTRICT NO. 2); AND**

ADOPT RESOLUTION NO. 329, APPROVING THE ENGINEER'S REPORT, CONFIRMING THE ASSESSMENT DIAGRAM AND ASSESSMENT, AND ORDERING THE LEVY OF THE ASSESSMENT FOR FISCAL YEAR 2008-09 FOR THE VECTOR SURVEILLANCE AND CONTROL ASSESSMENT DISTRICT (DISTRICT NO. 1), AND FOR THE MOSQUITO, FIRE ANT AND DISEASE CONTROL ASSESSMENT (DISTRICT NO. 2): On April 20, 2008, the Board directed the preparation of the Engineer's Reports for the Orange County Vector Control District Vector Surveillance and Control Assessment District (District No. 1), and for the Mosquito, Fire Ant and Disease Control Assessment (District No. 2). The Engineer's Reports were made available to the Board and were preliminarily adopted by Resolution No. 328 at the April 17, 2008 Board meeting. The Engineer's Reports provided details about the special and general benefits from the proposed assessments, the method of assessment, an estimate of cost and budget for the assessments, and justification of the proposed assessments for District No. 1 and District No. 2.

(continued next page)

9. **PUBLIC HEARING/ADOPT RESOLUTION NO. 329:** (continued)

Maximum Assessment Rates and Actual Rates Levied: The maximum authorized assessment rate is the maximum assessment rate that can be levied in the given fiscal year without approval from property owners in another assessment ballot proceeding.

The assessments for District No. 1 do not include an authorized annual increase in the assessment rates. Therefore, the historical assessment rate of \$1.92 per single family home is also the maximum authorized assessment rate for fiscal year 2008-09. The proposed assessments for District No. 1 at this rate of assessment would generate approximately \$1,510,567 in assessments.

The assessments for District No. 2 included an annual increase equal to the change in the Los Angeles Area Consumer Price Index (“CPI”), not to exceed 3 percent (3%) per year. This means that in each subsequent fiscal year after 2004-05 the maximum authorized assessment rate increases by an amount equal the annual change in the CPI, but not more than 3 percent.

In fiscal year 2004-05, the District No. 2 assessments were levied at the maximum rate for that fiscal year. Since this first fiscal year for assessments, the assessments have been levied below the maximum authorized rate.

The table shown below depicts the historical assessment rates levied in District No. 2 and the maximum authorized rate for each fiscal year, including the rates proposed for fiscal year 2008-09. From January 2007 to January 2008, the CPI increased 4.16 percent, so the maximum authorized assessments can be increased by 3 percent and the additional increase in the CPI above 3 percent is added to the uncaptured excess. The District retains the ability to levy up to the maximum authorized rate without conducting a ballot proceeding.

Maximum Authorized Assessment Rate and Actual Rates by Year

FY	CPI History	Maximum Authorized % Change	Uncaptured Excess	Maximum Authorized Assessment Rate District #2	Actual/ Proposed Assessment Rate Levied District #2	Actual/ Proposed Assessment Revenues District #2	Actual/ Proposed Assessment Revenues District #1
2004-05	N/A			\$ 5.42	\$ 5.42	\$ 4,306,278.44	\$ 1,488,269.88
2005-06	3.66%	3.00%	0.66%	\$ 5.58	\$ 5.30	\$ 4,263,641.78	\$ 1,489,599.38
2006-07	5.42%	3.00%	3.08%	\$ 5.75	\$ 5.25	\$ 4,264,508.72	\$ 1,501,507.06
2007-08	3.16%	3.00%	3.24%	\$ 5.92	\$ 5.14	\$ 4,196,516.50	\$ 1,505,044.40
2008-09	4.16%	3.00%	4.40%	\$ 6.10	\$ 5.10	\$ 4,180,451.00	\$ 1,510,567.00

Final assessment revenues submitted to the County Auditor, which are slightly different than the preliminary amounts listed for the Engineer's Reports.

(continued next page)

9. **PUBLIC HEARING/ADOPT RESOLUTION NO. 329:** (continued)

Therefore, if needed, the District could have levied the assessments for fiscal year 2008-09 for District No. 2 at the maximum authorized rates of \$6.10 per single family equivalent without another ballot proceeding. (No additional ballot proceeding would be required because the maximum authorized assessment rates, including the annual adjustments in these rates, were approved in the 2004 ballot proceeding.)

At the Board meeting on April 17, 2008, the Board preliminarily approved the proposed assessment rate for fiscal year 2008-09 of \$5.10. Since the Board previously approved the assessment rate of \$5.10, a higher rate cannot be levied for fiscal year 2008-09. However, in future years, the actual rate levied can be revised up or down by any amount that does not cause the actual rates levied to exceed the maximum authorized assessment rates.

After conducting the public hearings and accepting any public input on the proposed assessments and the services they would fund, the Board can consider the resolution that would levy the assessments for fiscal year 2008-09. The notice for these Public Hearings was published in both the Orange County Register and the Los Angeles Times.

1.) Recommended Action: It is the District Manager's recommendation that the Board of Trustees hold two public hearings for the proposed continuation of the assessments for both District No. 1 and thereafter for District No. 2.

Open Public Hearing for Assessment of District No. 1 to consider the ordering of services and projects, and the levy of the assessments for fiscal year 2008-09 for the proposed continuation of the assessment.

Close Public Hearing

Open Public Hearing for Assessment of District No. 2 to consider the ordering of services and projects, and the levy of the assessments for fiscal year 2008-09 for the proposed continuation of the assessment.

Close Public Hearing

2.) Recommended Action: It is the District Manager's recommendation that after the close of the public hearings to consider the ordering of services and projects, and the levy of the assessments for fiscal year 2008-09, the Board of Trustees adopt by roll call vote Resolution No. 329 (Exhibit A), entitled, Approving the Engineer's Report, Confirming the Assessment Diagram and Assessment, and Ordering the Levy of Assessments for Fiscal Year 2008-09 for the Vector Surveillance and Control Assessment District (District No. 1), and for the Mosquito, Fire Ant and Disease Control Assessment (District No. 2).

[Staff Contact: G. Goedhart. Phone: (714) 971-2421, Ext. 137]

10. **APPROVE PARS HEALTH CARE TRUST IMPLEMENTING AGREEMENTS:** On May 5 the Budget and Finance Committee met to discuss and recommend necessary investment choices for the participation in the Public Agency Retirement Services (PARS) Health Care Plan Trust Program. Representatives from PARS and Union Bank attended the meeting. This meeting followed last month’s Board approval of Resolution No. 326 authorizing participation in the PARS program.

The Trust will begin on July 1, 2008, with the transfer of \$1,400,000. Union Bank will be responsible for the investment of funds with a goal of achieving an average 7 percent rate of return over a 30 year period. The investment strategy is described as moderate with a range of investment areas, depending on market conditions, as follows:

Cash	0% - 20%
Fixed Income	40% - 60%
Equity	40% - 60%

Financial Reports will be sent to the District on a monthly basis, which will be given to the Budget and Finance Committee. The Committee will meet with representatives from PARS and Union Bank on a quarterly basis to review trust performance and market conditions.

Recommended Action: Based on the recommendation of the Budget and Finance Committee, it is recommended that the Board of Trustees approve the following documents and authorize the execution thereof by the President, Secretary, Manager, or Director of Administrative Services, as appropriate, to finalize the implementation of the Public Agency Retirement Services (PARS) Health Care Plan Trust Program:

- 10A - Approve the Investment Guidelines Document (Exhibit B).
- 10B - Approve the Adoption Agreement to the Public Agencies Post-Retirement Health Care Plan (Exhibit C), with attachments: 1) Master Plan Trust, and 2) Trust Agreement.
- 10D - Approve the Agreement for Administration Services (Exhibit D).

[Staff Contact: G. Goedhart. Phone: (714) 971-2421, Ext. 115]

11. **OCERS LIABILITY PRESENTATION:** District Manager Goedhart will give an update of the current discussions with Orange County Employees Retirement System (OCERS) concerning OCERS retirement liability. (The latest actuarial report from OCERS is attached as Exhibit E.)

Recommended Action: It is the District Manager's recommendation that the Board of Trustees either:

- (1) Call for a Special Meeting of the Board on May 29, 2008, at 3:00 p.m. to discuss the settlement of the OCERS retirement liability demand; or
- (2) Authorize the District Manager settlement authority up to \$2,033,588 to settle the demand of OCERS.

[Staff Contact: G. Goedhart. Phone: (714) 971-2421, Ext. 137]

12. **WRITTEN COMMUNICATIONS - TRUSTEE REPORTS FROM THE MVCAC CONFERENCE:** Attached as Exhibit F are reports from Trustees Dugard, Ethans, Herman, Montez, and Singer that were submitted after attendance at the 2008 Annual Conference of the Mosquito and Vector Control Association of California. These reports are required to comply with AB 1234.

13. **COMMENTS FROM THE BOARD OF TRUSTEES:** At this time, members of the Board of Trustees may comment on agenda or non-agenda matters and ask questions of or give directions to staff, provided that NO action may be taken on non-agenda items unless authorized by law.

14. **OTHER BUSINESS:**

15. **ADJOURNMENT:** To Special Meeting of the Board of Trustees on May 29, 2008, at 3:00 p.m., or to Regular Board of Trustees Meeting on June 19, 2008.

ORANGE COUNTY VECTOR CONTROL DISTRICT

MEETING CALENDAR

MEETING	LOCATION	DATE
SOVE Annual Conference	Hilton Hotel Fort Collins, Colorado	September 28 - October 2, 2008
MVCAC Fall Meeting	Embassy Suites Lake Tahoe	October 29 - November 1, 2008
MVCAC Annual Conference	Burlingame, CA	January 23 - 29, 2009
AMCA Annual Conference	New Orleans, LA	April 5 - 9, 2009

- AMCA - American Mosquito Control Association
- ASTMH - American Society of Tropical Medicine and Hygiene
- CALPELRA - California Public Employees Labor Relations Association
- CalPERS - California Public Employees Retirement System
- CDFA - California Department of Food & Agriculture
- CSDA - California Special Districts Association
- CSMFO - California Society of Municipal Financial Officers
- ERMA - Employment Risk Management Authority
- ESA - Entomological Society of America
- MVCAC - Mosquito and Vector Control Association of California
- OCERS - Orange County Employees Retirement System
- RIFA - Red Imported Fire Ant
- SOVE - Society for Vector Ecology
- SWS - Society of Wetland Scientists
- VCJPA - Vector Control Joint Powers Agency
- UTMB - University of Texas Medical Branch
- WNV - West Nile Virus