

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

**October 7, 2008**

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 October 7, 2008, at 9:30 A.M., at 24351 El Toro Road, Laguna Woods, California.

Directors Present: Bob Miller, Ruth May, Don Tibbetts, Bea McArthur, Ken Hammer, Joseph Heller, Ray Gros, Erwin Stuller, Mark Schneider, Jack Bassler

Directors Absent: Noel Hatch (open session only)

Others Present: Milt Johns, Patty Kurzet, and Janet Price (11:09 A.M.–11:20 A.M.); Executive Session: Milt Johns, Patty Kurzet, Cris Trapp

Designated Representative  
from Mutual Fifty : None

**CALL TO ORDER**

Bob Miller, 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.

A moment of silence and reflection was held to honor our US Troops who are serving our Country, and for those who are in harm's way.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Director Erwin Stuller led the membership in the Pledge of Allegiance to the Flag.

**ACKNOWLEDGEMENT OF PRESS**

The Chair acknowledged Cheryl Walker from the Laguna Woods Globe, and by way of remote cameras, the TV Channel 6 Camera Crew.

**APPROVAL OF AGENDA**

Without objection, the agenda was approved as amended by removing 7(f) *Entertain Motion to Remove from Table Motion to Approve Revised Recreation Division Policy with respect to "Section XXIII Garden Centers"* returning back to the CAC meeting.

**APPROVAL OF MINUTES**

The Board reviewed and approved the Minutes of the Regular Session of September 2, 2008.

**CHAIR'S REPORT**

No comments were made by President Miller.

## **OLD BUSINESS**

Harry Curtis, Chairman of the Nominating Committee, commented on the Nominating Committee's practice and procedures, and announced that the Committee endorsed the following candidates running for the upcoming GRF Board of Directors election: Bob Hatch, Jim Matson, Ruth May, Richard Moos, Burns Nugent, and Richard Palmer.

Candidate Elliot (Bud) Nesvig introduced himself as a self-nominated candidate.

Director Ken Hammer made a motion to remove from the table the motion to approve the Corporation's appeal policy. Director Joseph Heller seconded the motion and the motion carried without objection.

The Secretary of the Corporation, Director Bea McArthur, read the resolution to approve the Corporation's appeal policy.

President Miller reminded the Board that the following resolution was tabled to satisfy the 30-day notification requirements and the motion to approve is currently on the floor.

Discussion ensued.

Member Mike Curtis (342-A) commented on the resolution.

By a vote of 8-1-0 (Director Bassler opposed) the motion carried and the Board of Directors adopted the following resolution:

### **RESOLUTION 90-08-69**

**WHEREAS**, from time to time and by way of the committee structure, Resident Members make requests of GRF to make aesthetic and/or functional changes to GRF property, and

**WHEREAS**, such committees forward recommendations regarding the request to the GRF Board for consideration, and if the proposed request is disapproved, then such decision is subject to appeal to the GRF Board by the Resident Member;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008 that the Board of Directors of this Corporation hereby establishes the following appeal process for requests made to GRF to make aesthetic and/or functional changes to GRF property:

1. Within 30 days of the Board's decision a requesting Member may appeal the Board's decision by requesting another review by the appropriate GRF committee.

2. Upon receipt and review of the recommendation from the Committee, the Board of Directors will make a final decision in the regular course of its business.
3. No further appeals will be granted for a twelve (12) month period from the date of the Board's final decision on the appeal. This twelve-month period shall apply to both the original requesting Resident Member and the subsequent members(s) on the same issue, if any.

**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 Erwin Stuller made a motion to remove from the table the motion to approve extending the Community Center Fitness Center operational hours. Director Hammer seconded the motion and the motion carried without objection.

The Secretary of the Corporation summarized the resolution.

Director Schneider summarized the changes to the policy.

Members Mary Wall (239-D), Libby Marks (82-Q), Maxine McIntosh (68-C), and Barbara Copley (410-D) commented on the resolution.

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

### **RESOLUTION 90-08-70**

**WHEREAS**, the Community Center Fitness Center is currently open and available to all members of the Community from 7 A.M. – 5 P.M on Monday, Wednesday, and Friday; 7 A.M. – 7 P.M. on Tuesday and Thursday; 7 A.M. – 2 P.M. on Saturday, and closed on Sunday; and

**WHEREAS**, the use of the facility has grown significantly in recent years and the busiest usage time is during the first hour of the day;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008, that the Board of Directors of this Corporation hereby extends the Community Center Fitness Center operational hours an additional five hours a week opening up at 6 A.M. rather than 7 A.M. Monday through Friday; and

**RESOLVED FURTHER**, that the cost to provide two staff members for the additional hours is \$12,900, resulting in an unbudgeted expenditure in 2008 and an increase to the 2009 GRF Business Plan; and

**RESOLVED FURTHER**, that Resolution G-00-60, adopted July 5, 2000, and Resolution 90-04-12, adopted February 3, 2004 are hereby superseded and cancelled; 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 Stuller made a motion to remove from the table the motion to approve the revised Recreation Division Policy with respect to "Section XIV Aquatics." Director Heller seconded the motion and the motion carried without objection.

Director Schneider summarized the changes to the policy

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

**RESOLUTION 90-08-71**

**WHEREAS**, the Board of Directors of this Corporation adopted Resolution 90-07-82 on November 6, 2007, which approved Section III of the new Recreation Division Policy with respect to "Recreational Facilities;" and

**WHEREAS**, a recommendation has been made by the Community Activities Committee to make additional changes to further accommodate the needs of the residents;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008, that the Board of Directors of this Corporation hereby adopts and approves the revised Recreation Division Policy with respect to "Section XIV Aquatics," effective October 7, 2008; and

**RESOLVED FURTHER**, that Resolution 90-07-82 adopted November 6, 2007 is hereby amended; and Resolution 90-08-53, adopted August 5, 2008 is hereby superseded and cancelled; 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.

Director Hammer made a motion to remove from the table the motion to approve revised Recreation Division Policy with respect to "Section XVII Bridge." Director Ruth May seconded the motion and the motion carried without objection.

The Secretary of the Corporation read the changes to the policy.

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

**RESOLUTION 90-08-72**

**WHEREAS**, the Board of Directors of this Corporation adopted Resolution 90-07-82 on November 6, 2007, which approved Section III of the new Recreation Division Policy with respect to "Recreational Facilities;" and

**WHEREAS**, a recommendation has been made by the Community Activities Committee to make additional changes to further accommodate the needs of the residents;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008, that the Board of Directors of this Corporation hereby adopts and approves the revised Recreation Division Policy with respect to "Section XVII Bridge Room," effective October 7, 2008; and

**RESOLVED FURTHER**, that Resolution 90-07-82 adopted November 6, 2007 is hereby amended; 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.

Director Hammer made a motion to remove from the table the motion to approve the open Board meeting rules policy. Director Ray Gros seconded the motion and the motion carried without objection.

Members Mike Curtis (342-A) expressed his opposition to the resolution, and Libby Marks (82-Q) commented on the resolution.

Director Tibbetts made a motion to revise the wording of A (2) to read as follows: "Members shall begin speaking once recognized by the Chair." By a vote of 7-2-0 (Directors Heller and Bassler opposed) the amendment carried.

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

**RESOLUTION 90-08-73**

**WHEREAS**, each Member of Laguna Woods Village has an ongoing interest and right under California law to participate in the governance of their community; and

**WHEREAS**, the Board of Directors of the Golden Rain Foundation has an equal interest and duty under law to ensure that the management of the community's affairs is carried out professionally and in adherence with the provisions of the Davis Stirling Act; and

**WHEREAS**, the Board of Directors has a desire to protect its Directors, Members, and staff of the managing agent from verbal personal attacks in a public forum; and

**WHEREAS**, neither the objective of maximum Member and Resident Member participation nor the objective of efficient governance and management is possible without the guarantee of regular and timely meetings conducted in an orderly fashion; and

**WHEREAS**, the Board of Directors wishes to promote such order and regulate meeting time in an even and consistent fashion; and

**WHEREAS**, the Board will conduct its meetings per Robert's Rules of Order and as modified in this resolution;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008, that the Board hereby adopts the Golden Rain Foundation Open Board Meetings Rules; and

**RESOLVED FURTHER**, that enforcement of the GRF Open Board Meeting Rules is to take effect immediately upon the adoption of the following rules:

**Golden Rain Foundation  
Open Board Meeting Rules**

In order to provide for an orderly and professional meeting, this Board of Directors has adopted the following meeting rules.

- 1. Right of Golden Rain Foundation Members to Attend and to Speak**  
Pursuant to California Civil Code Section 1363.05(h), any Member or Resident Member of the Golden Rain Foundation may attend a meeting of the Board of Directors and may speak to the Board, subject to any limitations contained herein, except when the Board adjourns to Executive Session.

Members of the Press: please advise the Chair of your presence.

- 2. Time Limits**

In addition to any time constraints that the Board may impose on itself, the Board reserves the right to limit the total amount of time allotted per agenda item and/or the individual time allotted per Member to speak on any agenda item.

**3. Agenda Items to Which a Member or Resident Member May Speak**  
Members and Resident Members (hereinafter collectively referred to as "Members") may speak during "Member and Resident Member Comments" or when a motion or resolution is before the Board.

**A. Member and Resident Comments**

1. Unless the Board of Directors decides otherwise, there is a maximum time limit of three (3) minutes per Member during "Member and Resident-Member Comments."
2. Members shall begin speaking once ~~their name and member number has been called~~ **recognized** by the Chair.
3. A Member may address the Board only once during "Member and Resident Member Comments," and once during motions before the Board.
4. Any time allocated to the Member to speak which is unused by the Member is forfeited by the Member. Unused time may not be used to allow a second opportunity to speak on an item, and may not be transferred to others.
5. Members may address the Board of Directors regarding any item not on the agenda, but within the jurisdiction of the Board of Directors of the Golden Rain Foundation.
6. The Board reserves the right to limit the total amount of time allotted for the Member's Forum.

**B. Motions and Resolutions before the Board**

1. There is a maximum time limit of three (3) minutes per Member to speak to a motion or resolution when a motion is properly before the Board.
2. A Member may address the Board only once on a particular motion or resolution that is before the board.
3. Any time allocated to the Member to speak which is unused by the Member is forfeited by the Member. Unused time may not be used to allow a second opportunity to speak on an item, and may not be transferred to others.

**4. Television Audience Comments** can be directed to the Board of Directors by faxing the Administration Office at (949) 470-0128 or by calling (949) 268-2277 during the live televised meeting. *Please note that the question may not be answered during the Board Meeting. If not, the question will be answered during the normal course of business.*

**5. Issues for Discussion in Executive Session** Any discussion of issues that involve personnel, litigation, contracts or Member discipline in open session shall be ruled out of order according to the provisions of the Davis-Stirling Act. If a Member believes an individual Director or staff member has acted illegally or in violation of the Governing Documents, the Member may

notify the board of their allegations in writing and the Member's concerns will be heard during the next possible Executive Session.

**6. Rules of Decorum** The following Rules of Decorum apply to Directors, Members, staff, and all other attendees in Open Board Meetings (hereinafter collectively referred to as "Speakers"),

- A. Speakers must conduct themselves in a civil and respectful manner at all times.
- B. Speakers must be called by the Chair before speaking.
- C. All speakers' comments shall be addressed to the Board through its Chair.
- D. Speakers must confine their remarks to the issues they are presenting to the Board during "Member and Resident Comments" or to the merits of the motion or resolution under consideration by the Board at other times during the meeting.
- E. Speakers are reminded that the right to speak to the Board does not include a right to engage the Board in debate. This does not preclude board members' right to debate among directors. Although in their comments, Speakers may raise questions for the Board's consideration, they may not interrogate nor cross-examine Board members nor staff.
- F. Announcements not related to the business of the Board will not be allowed.
- G. Speakers shall refrain from discussing personalities or making personal attacks.
- H. Speakers shall refrain from the use of individual names of Directors or staff. It is appropriate to refer to staff by title and/or department.
- I. Speakers shall not use profanity or obscenity. Attendees shall not incite violence or behave in a way that is disruptive or disorderly.
- J. The audience shall not engage in disruptive behavior, such as yelling, clapping, booing, foot stomping, or remarks from the audience/floor.
- K. The audience shall refrain from disruptive private conversation during meetings.
- L. Attendees should come and go as necessary from the meeting space in the least disruptive manner possible.
- M. No placards, banners, or signs shall be permitted in the Board or meeting rooms.

**7. Enforcement of Guidelines and Rules of Decorum**

It is the intent of these Rules to facilitate order and decorum in Board Meetings. Disregard of these Rules may result in:

- A. The Chair or designee declaring the Speaker out of order;
- B. If the Speaker is declared out of order, and should the Speaker fail to come to order, the Chair will request that the Speaker Cease and desist and leave the podium or if necessary, leave the meeting;



- C. If the Speaker fails or refuses to comply with the Chair's request, the Chair may take such appropriate action as may be necessary to restore order to the meeting.

**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.

Director Heller made a motion to remove from the table the motion to approve the holiday greenery policy. Director Hammer seconded the motion and the motion carried without objection.

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

**RESOLUTION 90-08-74**

**WHEREAS**, the Board of Directors recognizes that many policies have been implemented by way of practice over the years but not formally documented; and

**WHEREAS**, the Landscaping Committee has recommended that the Board of Directors documents specific policies;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008 that the Board of Directors of this Corporation hereby approves a policy that holiday greenery can be provided at no charge from landscape cuttings (holly, pine branches, palm fronds, etc.) for residents and neighboring churches and temples (during the month of December and for Palm Sunday), available for pick up at the Maintenance Center; 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 Heller made a motion to remove from the table the motion to approve the custom or individual irrigation scheduling policy. Director Hammer seconded the motion and the motion carried without objection.

The Secretary of the Corporation summarized the resolution.

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

**RESOLUTION 90-08-75**

**WHEREAS**, the Board of Directors recognizes that many policies have been implemented by way of practice over the years but not formally documented; and

**WHEREAS**, the Landscaping Committee has recommended that the Board of Directors documents specific policies;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008 that the Board of Directors of this Corporation hereby approves a policy that upon resident request, sprinkler systems are temporarily shut off in order to accommodate outdoor parties and/or gatherings at no charge. Custom irrigation scheduling to accommodate personal plantings, timing preferences, etc. is not provided; 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 the motion to approve the donated bench policy. Director May seconded the motion and the motion carried without objection.

The Secretary of the Corporation summarized the resolution.

Member Barbara Copley (410-D) commented on the resolution.

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

**RESOLUTION 90-08-76**

**WHEREAS**, over the years, a few benches, in a variety of styles, have been donated to GRF by individuals or organizations, and these benches can affect both the aesthetics of the Community and the landscape maintenance operations; and

**WHEREAS**, currently GRF has no approved policy regarding standard styles, colors or anchoring used for donated benches;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008 that the Board of Directors hereby approves the thermoplastic coated metal mesh bench in dark green as its bench standard style and color for benches donated to GRF; and

**RESOLVED FURTHER**, that the Board of Directors further approves, as an alternative, benches made of recycled plastic in dark green (similar to the ones used on the golf course of recent); and

**RESOLVED FURTHER**, that such benches shall be installed on either a concrete pad (if along sidewalk) or on concrete anchors in the grass (if the location is not along sidewalk); and

**RESOLVED FURTHER**, that the determination of whether the bench would have a back or not would be determined on a case-by-case basis, depending upon the location of the bench on GRF property; and

**RESOLVED FURTHER**, that the cost of manufacturing and installation of the bench shall be borne by the donor; 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 Stuller made a motion to remove from the table the motion to approve the revised Recreation Division Fee Schedule re Bridge Room Guest Fees. Director Heller seconded the motion and the motion carried without objection.

The Secretary of the Corporation read the following proposed resolution:

**RESOLUTION 90-08-**

**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**, the Community Association Committee recommends establishing a fee for use of the Bridge Room for residents or guests;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008 that the Board of Directors hereby revises the 2007 Resident Fee Schedule as follows:

- Add a \$2 **4.00** Bridge Room Guest Fee

**RESOLVED FURTHER**, that the gross guest fees shall be collected on behalf of and paid to GRF in appropriate and timely accountability; and

**RESOLVED FURTHER**, that such change shall be effective October 7, 2008; 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.

Discussion ensued.

Director Heller amended the motion to increase the fee from \$2.00 to \$4.00. Director Hammer seconded the motion and discussion ensued.

Members Karel Brouwer (3189-C), Gail Schneider (3383-B), Dottie Fredericks (776-Q), Mike Curtis (342-A), Maxine McIntosh (68-C) commented on the fee increase.

By a vote 6-3-0 (Directors Tibbetts, Stuller and McArthur opposed), the amendment carried.

Director Hammer moved to postpone the resolution as amended to the Old Business portion of the November Meeting to satisfy the required statutory thirty-day notice requirements. Director Gros seconded the motion and the motion carried without objection.

### **NEW BUSINESS**

UPS representative George O'Neill gave a presentation to the Board requesting to store a UPS trailer at Clubhouse One and possibly a second trailer at Clubhouse Four during the holiday season to assist in delivering packages to the residents. Mr. O'Neill reported that UPS would be responsible for any liabilities.

Director Schneider made a motion to allow UPS trailers to be stored at Clubhouse One and Four during the holiday season. Director Hammer seconded the motion and discussion ensued.

Director Heller moved to amend the motion to allow the use of Clubhouse Two in lieu of Clubhouse Four. Director Stuller seconded the motion and discussion ensued.

Members Mike Curtis (342-A) and Libby Marks (82-Q) commented on the motion.

By a vote of 1-7-1 (Director Schneider voted in favor, and Director Heller abstained), the amendment motion failed.

Director Hammer moved to amend the motion to allow the use of Clubhouse Five in lieu of Clubhouse Four. Director McArthur seconded the motion and discussion ensued. By a vote of 9-0-0 the amendment carried.

The main motion as amended to allow UPS trailers to be stored at Clubhouse One and Five during the holiday season carried without objection.

The Secretary of the Corporation read a proposed resolution approving a document request procedure. Director McArthur moved to approve the resolution. Director Hammer seconded the motion and discussion ensued.

Members Katherine McDaniel (3379-N), Mike Curtis (342-A), Mary Wall (239-D) expressed their opposition to the resolution, Linda Wilson (816-P) commented on the resolution.

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

**RESOLUTION 90-08-77**

**WHEREAS**, California Civil Code 1365.2 requires that, under a certain time limit, homeowner associations shall fulfill requests and make available to Members copies of accounting books and records of the corporation, as well as other specified documents; and

**WHEREAS**, by way of email, residents periodically send service requests, as well as document requests, to individual Directors instead of through normal procedures; and

**WHEREAS**, the Board thoroughly discussed the legal implications of the response by Directors who receive requests for Corporate business by way of email; and

**WHEREAS**, based on the advice of corporate counsel, and due to the size of Laguna Woods Village, the Board of Directors of the Golden Rain Foundation agreed upon a policy on the use of email correspondence for Corporation-related business between members of the Community and their Board of Directors; and

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008 that the Board of Directors hereby codifies its existing policy requiring that any and all written requests for association records are made via conventional mail or in writing and delivered in person to the General Manager's office, and that any requests for corporate records will not be fulfilled by way of email requests, either by the Board of Directors or staff members; and

**RESOLVED FURTHER**, that any Member wishing to communicate with the Board via email, or requesting service shall be processed through the proper channels by way of Property Services; 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 considered holding a Holiday Party again this year. By way of consensus, the Board agreed to not hold a Holiday Party this year.

### **CONSENT CALENDAR**

No items came under the Consent Calendar.

### **COMMITTEE REPORTS**

Director Don Tibbetts reported on the Treasurer's Report and from the Finance Committee.

Ms. Janet Price entered the meeting at 11:09 A.M.

The Secretary of the Corporation read a proposed resolution authorizing a supplemental appropriation of \$19,000 to fabricate and install a new Community Center Sign. Director McArthur moved to approve the resolution. Director Tibbetts seconded the motion.

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

### **RESOLUTION 90-08-78**

**WHEREAS**, the Community Center sign was removed in mid-2006 after the name was changed to "Laguna Woods Village"; and

**WHEREAS**, the sign formally on the Community Center building provided community advertisement, visibility to individuals and businesses within and outside the Village; and a visual reference for new residents, realtors, vendors, and other visitors to the Community Center;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008 that the Board of Directors of this Corporation hereby authorizes a supplemental appropriation in the amount of \$19,000 to be funded from the Unappropriated Expenditures Fund; and

**RESOLVED FURTHER**, that such funds shall be used to fabricate and install a new Community Center sign that would read "Laguna Woods Village Community Center" in accordance with the Laguna Woods Town Centre sign program specifications; 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.

Members Barbara Copley (410-D), Dottie Fredericks (776-Q), and Kay Margason (510-C) commented on the signage resolution, Mary Wall (239-D) commented on the bidding process, and Mike Curtis (342-A) commented on publishing committee agendas.

Director Tibbetts responded to member comments.

Ms. Price left the meeting at 11:20 A.M.

Director Ruth May reported from the Government and Public Relations Committee.

The Secretary of the Corporation read a proposed resolution approving the formalization of the rule change notification policy per Civil Code 1357.130. Director McArthur moved to approve the resolution. Director May seconded the motion and discussion ensued.

Members Isabel Muennichow (5285), Barbara Copley (410-D), Katherine McDaniel (3379-N), and Mike Curtis (342-D) recommended changes to the resolution and notification process.

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

### **RESOLUTION 90-08-79**

**WHEREAS**, the Davis Stirling Act requires the Board of Directors of this Corporation to provide written notice of a proposed rule change to the members at least 30 days before making the rule change, and

**WHEREAS**, the Davis-Stirling act was written so that, in large communities such as Laguna Woods Village, the reading of a Resolution at an Open Board meeting that is broadcast on the community cable system serves as the initial notification of a proposed rule change subject to the 30-day notification requirement; and

**WHEREAS**, this Corporation endeavors to provide additional sources for residents to review operating rule changes being considered;

**NOW THEREFORE BE IT RESOLVED**; October 7, 2008, the Board of Directors of this Corporation hereby establishes the following policy for noticing proposed rule changes to the membership and method of document delivery:

- Resolutions considered by the Board affecting the membership as defined under Civil Code §1357.130 shall be read, considered, and postponed for 30 days to meet the Rule Change Notification Policy. The reading shall serve as the initial notification as required per Civil Code §1357.130.
- The managing agent, on behalf of the corporation, will endeavor to post the full text of the proposed Rule Change on the Village website after the initial notification for additional review by the Membership. The proposed Rule Change shall also be promulgated to the various Village media.

- Copies of the full text of the Rule Change notification may also be obtained in the Village Community Center (standard copy fees will apply).
- The Board is required by statute to consider comments received during the 30-day notification period. Staff shall make available all written communications from the membership to the Board in the Board's agenda package along with the proposed rule change for the Board's consideration of the submittals.

**RESOLVED FURTHER**, that the purpose of this resolution is to codify existing unwritten policy; 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 May made a motion to oppose AB952 (Mullen) regarding the HOA Payment Plan Liens Limitation Bill. Director Heller seconded the motion.

Members Mike Curtis (342-A) and Maxine McIntosh (68-C) commented on the motion.

By a vote of 7-1-1 (Director Bassler opposed, and Director Heller abstained) the motion carried.

No report was made on the status of the customer service survey.

Director Ken Hammer reported from the Bus Services Committee.

Director Mark Schneider reported from the Community Activities Committee.

The Secretary of the Corporation read a proposed resolution accepting monetary donations for the annual Grandparents' Fun Day Program. Director McArthur moved to approve the resolution. Director May seconded the motion.

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

**RESOLUTION 90-08-80**

**RESOLVED**, October 7, 2008 that the Board of Directors of this Corporation hereby accepts the following monetary donations from various Village clubs and organizations for the annual Grandparents' Fun Day Program, at a total amount of \$1,915; and

American Italia Club	\$100
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American Legion Post 257	50
Art Association	25
Ballroom Dance Club	50
Bocce Club	100
Earthworks	50
Jewish Culture Club	25
Joyful Christian Church	300
Mayflower Congregational Church	50
Men's Nine-Hole Golf Club	100
National Council of Jewish Women	25
New Jersey Club	100
New York Club	25
Paddle Tennis Club	50
Players Club	100
Recyclers Club	25
Reform Temple	50
Republican Club	50
Rock n' Rollers	50
Sewing Supers	100
Shuffleboard Association	25
Smart Ideas	100
SOS in Laguna Woods	40
Taiwanese Club	100
TGIF	200
Unknown Donor	25
<b>TOTAL</b>	<b>\$1,915</b>

**RESOLVED FURTHER**, that the President of this Corporation is hereby authorized to advise said donor in writing and to express the thanks of the corporation.

The Secretary of the Corporation read a proposed resolution approving the request of the Saddleback Bridge Unit 525 to hold its annual Unit Sectional Bridge Tournament at Clubhouse Seven. Director McArthur moved to approve the resolution. Director Hammer seconded the motion and discussion ensued.

Director Schneider moved to amend the motion to revise the fourth paragraph to read as follows: **RESOLVED FURTHER**, that the organization shall be charged the outside rental rate of \$415 a day for each of the two ~~both~~-days." Director McArthur seconded the motion and the motion carried unanimously.

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

**RESOLUTION 90-08-81**

**WHEREAS**, in 2006, GRF granted approval for the Saddleback Bridge Unit 525, an outside organization, to hold monthly duplicate bridge tournaments at Clubhouse Seven; and

**WHEREAS**, the Unit is requesting to hold its annual Unit Sectional Bridge Tournament at Clubhouse Seven rather than at Saddleback Community College;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008 that the Board of Directors hereby approves the request of the Saddleback Bridge Unit 525 to hold its annual Unit Sectional Bridge Tournament on February 7, 2009 and February 8, 2009 at Clubhouse Seven; and

**RESOLVED FURTHER**, that the organization shall be charged the outside rental rate of \$415 **a day for each of the two** ~~both~~ days; and

**RESOLVED FURTHER**, that Resolution 90-08-55 adopted August 5, 2008 is hereby rescinded; 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 reported from the Landscape Committee.

Director Bea McArthur reported that the Gate Renovation Ad Hoc Committee did not meet.

Director Joseph Heller reported from the Maintenance and Construction Committee.

The Secretary of the Corporation read a proposed resolution authorizing an unbudgeted operating expense to construct additional disabled parking stalls. Director McArthur moved to approve the resolution. Director Heller seconded the motion.

Members Libby Marks (82-Q) and Barbara Copley (510-D) commented on the resolution.

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

**RESOLUTION 90-08-82**

**WHEREAS**, existing parking stalls at Clubhouse 5 for the disabled are oversized and the amount of available parking for the handi-capped is limited; and

**WHEREAS**, the existing site has approximately 256 standard parking stalls and 7 stalls for the disabled;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008, that the Board of Directors of this Corporation hereby approves the conversion of five standard

parking stalls into four disabled parking stalls, thus giving the site a total of 11 disabled stalls and reducing the number of standard parking stalls to 251; and

**RESOLVED FURTHER**, that the Board hereby authorizes an unbudgeted operating expense to fund the conversion estimated at \$4,000; 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 an unbudgeted operating expense to construct five curb cuts in 2008. Director McArthur moved to approve the resolution. Director Heller seconded the motion.

Members Mike Curtis (342-A) and Karel Brouwer (3189-C) commented on the resolution.

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

### **RESOLUTION 90-08-83**

**WHEREAS**, the construction of curb cuts at five locations have been designated to be funded from the Operating Budget in 2009; and

**WHEREAS**, the Maintenance and Construction Committee has found a need to construct all five curb cuts in 2008;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008, that the Board of Directors of this Corporation hereby authorizes staff to proceed with the construction of all five curb cuts in 2008; and

**RESOLVED FURTHER**, that the Board of Directors hereby authorizes an unbudgeted operating expense to fund the construction estimated to be \$5,000 per curb cut with a total expenditure estimated to be \$25,000; 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.

In Director Noel Hatch's absence, Director McArthur reported from the Broadband Committee.

The Secretary of the Corporation read a proposed resolution authorizing a supplemental appropriation in the amount of \$24,600 to purchase headend equipment to launch eight foreign language channels. Director McArthur moved to approve the resolution. Director Gros seconded the motion and discussion ensued.

Members Rosario Rametta (2261-P), Mike Curtis (342-A), Karel Brouwer (3189-C), Bud Nesvig (2392-3H), Maxine McIntosh (68-C), and Lucie Falk (3377-A) commented on the resolution.

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

**RESOLUTION 90-08-84**

**WHEREAS**, with the continued growth and diversity of the residents in the Community, Broadband Services has received requests for a variety of foreign language channels; and

**WHEREAS**, although there are various channels in the current line-up that offer foreign broadcast intermittently, residents have requested specific language channels that would broadcast on a twenty-four hour basis;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008, that the Board of Directors of this Corporation hereby authorizes a supplemental appropriation in the amount of \$24,600 to be funded from the Equipment Fund to purchase headend equipment to launch eight foreign language channels; and

**RESOLVED FURTHER**, that the foreign language channels shall be available on an 'a la carte' or an individual basis. Residents interested in subscribing to a specific channel will rent a digital set-top box and pay a monthly charge; 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 Erwin Stuller reported from the Security and Community Access Committee.

The Secretary of the Corporation read a proposed resolution authorizing the posting of the signs at all the Gates advertising a Disaster Drill event. Director McArthur moved to approve the resolution. Director Stuller seconded the motion.

Members Mike Curtis (342-A) and Linda Wilson (816-P) commented on the resolution.

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

**RESOLUTION 90-08-85**

**WHEREAS**, the Board of Directors of this Corporation adopted Resolution 90-07-81 which approved the new Recreation Division Policy, Section II Use of Clubhouses and Community Center Rooms; and

**WHEREAS**, Section XIII(j) *Clubhouse Bulletin Boards, Posting Flyers, Announcements, etc*, disallows the posting of signs advertising events of any kind at the Gates; and

**WHEREAS**, a request was received from the Disaster Preparedness Task Force for permission to post signs at the Gates of Laguna Woods Village to advertise a "ShakeOut Disaster Drill" on November 13, 2008; and

**WHEREAS**, the signs will be posted on the day before the Drill on November 12, 2008 at 8:00 A.M. and removed on November 13, 2008 at 2:00 P.M.;

**NOW THEREFORE BE IT RESOLVED**, October 7, 2008, that the Board of Directors of this Corporation hereby authorizes the posting of the signs at all the Gates advertising the Disaster Drill event; and

**RESOLVED FURTHER**, that Resolution 90-07-81, adopted November 6, 2007, 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.

#### **MEMBER COMMENTS**

- Maxine McIntosh (68-C) commented on receiving mail in her Director Box, and the success of Grandparent's Day
- Lucie Falk (3377-A) commented on extending hours at Pool Two
- Mary Wall (239-D) commented on her request for appliance records
- John Dalis (8-P) thanked the Board for a job well done
- Mike Curtis (342-A) commented on cutbacks, GRF's plan to widen Moulton Parkway to four lanes, and lawsuits
- Linda Wilson (816-P) commented on accusations made at Board Meetings
- Karel Brouwer (3189-C) commented on disaster preparedness
- Kay Margason (510-C) commented on expressing feelings in the community

#### **RESPONSES TO MEMBER COMMENTS**

- Director Gros corrected Mr. Curtis on his comments regarding lawsuits and the Moulton widening project
- Mr. Johns responded to Ms. Wall and Mr. Curtis' comments
- Director Tibbetts commented on Mr. Curtis' allegations regarding Moulton widening
- President Miller responded to Mr. Curtis' Moulton widening comments

#### **DIRECTOR'S COMMENTS:**

- Director Hammer encouraged the residents to vote
- Director Tibbetts commented on receiving HDTV
- President Miller read an email from Ms. Lou Skogen

**MEETING RECESS**

The meeting recessed at 12:46 P.M. and went into Executive Session at 1:37 P.M.

During its Special Executive Session Meeting of August 13, 2008 the Board discussed contractual issues.

**ADJOURNMENT**

There being no further business to come before the Board of Directors, the meeting adjourned at 3:17 P.M.

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Elizabeth C. McArthur, Secretary