

**GRANITE BAY MUNICIPAL ADVISORY COUNCIL
APPROVED MEETING MINUTES FOR
WEDNESDAY, June 6, 2009**

Eureka Union School District Office, 5455 Eureka Road, Granite Bay

1. **Call to Order 7:00 p.m.**
2. **Pledge of Allegiance**
3. **Introduction of MAC Members**
 - A. MAC members present: Virg Anderson (Chair), Erick Teed-Bose, David Gravlin, Dr. Gloria Freeman, Tom Habashi, and Walt Pekarsky.
 - B. Also present: Fourth District Supervisor Kirk Uhler and District Director Brian Jagger.
4. **Approval of June 6, 2009 MAC Agenda**

A motion was made (and seconded) to approve the June 6, 2009 Agenda. The motion passed (6-0).
5. **Approval of Minutes: May 6, 2009**

A motion was made (and seconded) to approve the May 6, 2009 Minutes. The motion passed (6-0).
6. **Public Comment**

Deputy Kirk Honeycutt, from the South Placer Sub Station in Loomis, reported there were no significant items to report in the area. He stated no pressing patrol issues other than the occasional vehicle burglaries. Deputy Honeycutt reminded the community to remove all items from vehicles such as GPS units, purses and keys when left unattended.

Fire Marshall Bob Richardson gave a recap on the month of activities – there were 157 calls, 51% for medical aid. He stated we are experiencing a soft season so far, small problem mostly with homes that are in foreclosure with some difficulty in locating who is responsible for maintaining the properties vegetation and keeping them cleared up to the structures themselves. As far as calls with illegal burning they have had 8 calls, however only 2 of those involved illegal materials. People are complying very well. Again, by informing and getting the information out to the public and the process of getting a new burn permit annually has really helped by providing information that is very critical to the area. Fire Marshall Richardson answered one question from the MAC regarding the end of burn season, which he replied is over July 1. Fire Marshall Richardson answered one question from the public regarding which organization is in charge of the chipper programs as it seems the turn around for a call is taking much longer than usual. Fire Marshall

Richardson stated Cal Fire is in charge of this program and they have been extremely busy due to high demand, but will pass along this concern.

Dr. Donald De Santis of North Seville Circle, currently one of the Directors of the Los Lagos Home Owners Association informed the council that the Los Lagos Home Owners Association, representing residents of 321 homes has officially established a new Community Awareness Committee (CAC). The new committee will monitor Placer County Boards, Agencies, Districts, Commissions and other organizations regarding proposed residential and commercial developments, assessments or actions that may affect Granite Bay and in turn the Los Lagos community. From the committee's findings, recommendations for possible action will be submitted to their board on a regular basis for the council's consideration.

Richard Gordon – Inquiring to staff the current Garage Condo project as they now have a booth up and are taking deposits. Brian Jagger stated that the project has not changed its status. The last status was that they came in for a pre-development meeting with county staff; they have set up a trailer and are talking about selling units before they have applied for approval from the county. Mr. Jagger stated they have looked into this; actually code enforcement went out and visited them. Currently the county does not have an ordinance to prohibit someone from soliciting inquiries for potential development even though they don't have the application yet on file let alone the approval. They have not even come to the MAC and the Planning Commission for action, but we cannot prohibit them from soliciting potential customers on site.

Harrison Clark commented on the Brown Act. Mr. Clark stated he is not sure what the MAC's ethics training amounts to that Eric Sanchez had mentioned a few weeks ago, but Mr. Clark thinks it has fallen short in some areas and attention needs to be applied to the Brown Act. Mr. Clark stated the Brown Act is to preserve the first amendment rights of the public and to ensure that the current body is responsive to the public. Mr. Clark stated, but did not list that there have been a significant number of violations of the Brown Act by the MAC over the last year or two, about 10 different ones in recent months according to his count and some of those have been repeated meeting after meeting. Mr. Clark stated Virg Anderson's presentation last meeting was based on Mr. Anderson's own investigative work and Mr. Clark stated the Brown Act specifically addresses that stating that presentation must be brief. Mr. Clark stated the presentation also had Mr. Anderson criticizing a member of the public, which Mr. Clark states is specifically not allowed under the Brown Act. Mr. Clark stated the Brown Act gives numerous protections to the public that it doesn't give to the members of the Government body. Mr. Clark questioned what the point of coming to the MAC meeting is if he is going to be discredited. Mr. Clark stated Mr. Pekarsky's December 2007 letter outlined new procedures for the MAC. Mr. Clark stated that some rules

outlined in that letter violate the Brown Act. Mr. Clark stated that the law is that the public should speak twice on each agenda item, once early on and once before the MAC makes its vote and noted that the public is allowed to vote on the MAC's deliberations which Mr. Clark stated he hasn't seen done in years. Mr. Clark stated the Brown Act allows dialog, that section is mandated, but permits it and we are told by the letter that there is no dialog. Mr. Clark suggested there is some Brown Act reading that needs to be done. Mr. Clark stated there needs to be a closer look taken at how the meeting is run as he has noticed that on the agenda the public is not allowed to speak on agenda items when they speak at public comment. Mr. Clark stated according to the Brown Act "the public can talk about anything that relates to the body – you can defer it, but you can't order us to as is the case of the last agenda".

7. Supervisor's Report

Supervisor Kirk Uhler stated the County and the Board of Supervisors take claims of Brown Act violations very seriously. If anybody has any allegations of Brown Act violations the Board of Supervisors request that you submit them in writing either to Supervisor Uhler's office or to County Counsel's office and they will be investigated. The Board of Supervisors received a letter from Marlene George claiming a violation of the Brown Act occurred at the last Granite Bay MAC (May 09) meeting. Supervisor Uhler stated that letter has been forwarded to the County Counsel's office for investigation and that a written response from County Counsel in terms of their investigation of potential violations of the Brown Act should be available at the next MAC meeting.

Supervisor Uhler expressed concerns regarding the exploding problem of deer strikes in the Granite Bay and Loomis area. Supervisor Uhler stated in 2006 the county had approximately 6 vehicle strikes with deer. In 2007 that went up to almost 60. In 2008 that went up to almost 70 vehicle collisions with live deer in this area with two of them occurring directly in front of Supervisor Uhler. Supervisor Uhler stated he was concerned about this and has asked Mr. Jagger to contact Placer County Fish and Game Commission to ask them what they recommend. The Board of Supervisors office heard a recommendation from the State Department of Fish and Game that they might expand or they might suggest extending the already existing deer hunt season to approve 20 tags within our region. Supervisor Uhler pointed out that hunting is already legal in many parts of Granite Bay and what the Fish and Game Commission is hearing from the State Department of Fish and Game is a youth guided bow hunt for 20 tags in the Granite Bay area to help to deplete the population enough to:

- A. reduce the vehicle contacts and
- B. the State Department of Fish and Game is worried about the over population leading to disease within the deer population and spreading disease within the deer population itself.

Supervisor Uhler stated that he simply raised to the appropriate group that governs the deer populations in our area that his concern is that there is an appropriation for the deer population in our area and they are looking into it. Supervisor Uhler stated there are no recommendations, there will not be open hunts, there will not be anything going off around you as the result of this and as further information develops it will be reported back to the MAC.

Supervisor Uhler reported that the Placer County Board of Supervisors recently acted to commission a Youth Advisory Council to the Board of Supervisors. This was the request of a number of youth in our community and the University of California of Davis Extension program will be supervising the program. The youth council is made up of 15 youth throughout Placer County. Youth defined between the ages of 15-21. These are the people who will be reviewing all kinds of things that go before the Board of Supervisors, the Planning Commission, our Air Pollution Control District and our Placer County Transportation Planning Agency. If anybody is interested or knows of anyone that might be interested in participating in the Youth Advisory Council you can contact the Board of Supervisors office or the Clerk of the Boards office.

Supervisor Uhler reported Facility Services has requested that we make a brief announcement that the Draft Sewer System Management Plans are ready for public review and comment and the information is located on the back table.

Supervisor Uhler welcomed the new MAC secretary, Mr. John Thacker. Supervisor Uhler stated Mr. Thacker is an attorney and his full bio will be read at the next MAC meeting. Supervisor Uhler thanked Mr. Thacker for being willing to assist us in this very critical role.

Supervisor Uhler answered one question from the public regarding adding Canadian geese to the hunt. Supervisor Uhler stated Canadian geese are already in season in Granite Bay. Supervisor Uhler stated that you can actually hunt Canadian geese, turkeys and pheasant in the Granite Bay area.

Action Items – None

8. Informational Non-Action Items

A. Update on the Granite Bay Community Plan Review

EJ Ivaldi, Senior Planner with the Planning Department presented the update on the Granite Bay Community Plan Review. He directed all interested

parties to the County website www.placer.ca.gov/planning. This site will enable citizens to track the progress of these seven land use change requests. The Planning Department has received 168 policy change requests and 15 land use requests since the last MAC meeting.

The following citizens and/or representatives spoke regarding the Community Plan Update:

Jessica Mathews voiced concerns regarding the smaller lot sizes and rumors regarding the Planning Department assisting residents that do want to divide their lots by recommending that residents get signatures from anyone in Granite Bay not just Itchy Acres.

Janice Walford wanted to clarify that the majority of people who live on Itchy Acres want to have the split, not residential, but for their children when and if they choose to build.

Arleen Keeley voiced concerns regarding the developers using this opportunity to try and increase their density.

Carry Munson stated she is hoping to be a second generation owner on Itchy Acres and is against the change.

Dale Munson stated that if the rezone goes through it will be the end of large units, large properties in Granite Bay. He stated there is no sewer and that Itchy Acres is a private road.

Karen Harelson read a letter stating she would like to have the option to split and sell her land and her disappointment regarding changes with the water meters.

John Fuller expressed his concerns regarding the loss of wildlife habitat once the process of lot splitting starts.

Cindy Unhertz commented that she has already submitted her plan for usage change, but wanted to express that this is not a financial motive on the homeowner's part.

B. Update on the South Phase of the Auburn Folsom Widening Project

Sherry Berexa from Placer County Public Works Department gave the community an update on both the Auburn-Folsom Road widening project which has been under construction since May 2008 and on construction of the Middle Phase which the County will put out for bids this summer.

C. Douglas Boulevard Landscaping Project

Placer County Public Works Director Ken Grehm provided an update and information on the Douglas Boulevard \$1 million landscape and corridor improvement grant and work project. This project is for landscaping and walkway connections on parts of the north side of Douglas Boulevard. Construction to begin this summer pending Cal Trans approval.

D. Update on State of California Water Conservation Legislation

Shaun Lorange, General Manager of the San Juan Water District presented

an update on the regional conservation requirements and implementation plans being proposed by the State of California.

E. St. Joseph Marello Parish

The applicant provided information on a future approval request for a 25,000 square foot (900 seats) church building, a 14,350 square foot multi-purpose building, 1.5 acres of play fields, and a 412 stall parking lot to be located at the Southwest corner of Auburn-Folsom and Cavitt Stallman Roads. APN's 035-120-023-000 & 034-120-021-000

Correspondence – Found on Table at the rear of the room.

Next Meeting: GB MAC July 1, 2009 @ 7:00 p.m.

Adjournment – 9:15 p.m.