



## **OPEN SESSION**

### **Minutes of the Regular Meeting of the Golden Rain Foundation Tuesday, December 4, 2018, 9:30 a.m. 24351 El Toro Road, Laguna Woods, California**

Directors Present: Beth Perak, Annette Sabol Soule, Joan Milliman, Jim Matson, Richard Palmer, Bert Moldow, Ray Gros, Diane Phelps, Pat English, and Don Tibbetts

Directors Absent: None

Staff Present: Siobhan Foster, Eileen Paulin, Chuck Holland, Chris Spahr, Brian Gruner, Dan Yost, Pamela Bashline, Catherine Laster and Whitney Thornton

Others Present: United Mutual: Juanita Skillman and Elsie Addington,  
VMS: Dan Kenney and Mary Stone

#### **1. Call to Order**

President Perak called the meeting to order at 9:30 a.m. and acknowledged that a quorum was present.

#### **2. Pledge of Allegiance to the Flag**

Director English observed a moment of silence for Former President George H.W. Bush and led the meeting in the Pledge of Allegiance to the Flag.

#### **3. Acknowledgment of Media**

A representative of the Laguna Woods Globe and the Village Television Camera Crew, by way of remote cameras, were acknowledged.

#### **4. Approval of Agenda**

Director Moldow made a motion to approve the Agenda as presented. Director Sabol Soule seconded the motion and it passed by unanimous consent.

#### **5. Approval of Minutes**

Director Phelps made a motion to approve the minutes of November 6, 2018, as amended. The motion was seconded by Director Matson and it passed by a vote of 10-0-1 (Director English abstained).

#### **6. Report of the Chair**

President Perak announced that Jim Juhan resigned from the GRF Board for personal reasons and thanked him for his contributions to the Board. President

Perak announced that applications to fill the vacancy are available in the Corporate Office and must be returned by December 19<sup>th</sup> at 5:00 p.m. President Perak introduced Dennis Cafferty from the El Toro Water District who gave a report on water reclamation.

#### **7. Update from VMS**

Director Kenny gave an update of the VMS Board meetings for the month of November:

- Recognition of outstanding employees Eileen Paulin, Dan Yost, and Catherine Laster;
- Complimented the lobby decorations and noted a fantastic job was done;
- Commented on the productiveness and positivism of the VMS assessment meeting;
- Expressed gratitude and recognized the wonderful job Marcy Sheinwold has done as Chair of the VMS Board;
- Wished everyone a happy holiday.

#### **8. CEO Report**

CEO Foster gave a report on upcoming community events and updates on current projects:

- Third Annual Holiday Festival update;
- Spark of Love Toy Drive update;
- Holiday Buffet;
- Rockin' New Year's Eve Dinner/Dance;
- James Darren performance;
- Broadband platform completely digitalized;
- Pickle Ball court update;
- Rain event action plan;
- Fire Risk reduction project update;
- Security enhancements at Community Center.

#### **9. Open Forum (Three Minutes Per Speaker)**

Members spoke on the following topics: Laguna Woods Village Foundation update, allegations of bullying in the woodshop and the drop-in lounge at Clubhouse 1, RV Lot B recycling bins, and the Broadband platform eliminating the analog channels.

#### **10. Responses to Open Forum Speakers**

Several Directors, Chuck Holland, and acting CEO Foster responded to and provided input regarding member comments.

#### **11. Consent Calendar**

(a) GRF Committee Appointments Update

Director Milliman, Secretary of the Board, read the following:

**RESOLUTION 90-18-58**  
**GRF Committee Appointments**

**RESOLVED** December 4, 2018, that the following persons are hereby appointed and ratified to serve on the Committees of this Corporation:

**Business Planning Committee**

Diane Phelps, Chair (GRF)  
Beth Perak, (GRF)  
Rosemarie diLorenzo, (Third)  
*Jack Connelly, (Third)*  
Gary Morrison, (United)  
Juanita Skillman, (United)  
Al Amado, (Mutual 50)

**Community Activities Committee**

*Annette Sabol Soule, Chair (GRF)*  
Joan Milliman, (GRF)  
Diane Phelps, (GRF)  
Steve Parsons (Third)  
*Cush Bhada, (Third)*  
Jack Connelly, Alternate (Third)  
*Jon Pearlstone, Alternate (Third)*  
*Sue Margolis, (United)*  
*Andre Tornig, (United)*  
*Juanita Skillman, Alternate (United)*  
Ryna Rothberg, (Mutual 50)  
Non-Voting Advisers: Leon St. Hilaire, Jeff Shetler

**Finance Committee**

Diane Phelps, Chair (GRF)  
*Pat English, (GRF)*  
*Beth Perak, (GRF)*  
Rosemarie diLorenzo, (Third)  
*Jack Connelly, (Third)*  
*Steve Parsons, Alternate (Third)*  
Gary Morrison, (United)

Juanita Skillman, (United)

*Carl Randazzo, Alternate (United)*

Al Amado, (Mutual 50)

Non-Voting Advisers: Alan Dickinson, Greg Corigliano, Diane Casey

**Landscape Committee**

Bert Moldow, Chair (GRF)

*VACANT, (GRF)*

Jim Maston, (GRF)

Maggie Blackwell, (United)

Manuel Armendariz, (United)

*Anthony Liberatore, Alternate, (United)*

John Frankel, (Third)

James Tung, (Third)

*Jon Pearlstone, Alternate, (Third)*

Vacant (Mutual 50)

**Maintenance & Construction Committee**

Jim Matson, Chair (GRF)

*Richard Palmer, (GRF)*

*Don Tibbetts, (GRF)*

John Frankel, (Third)

Bunny Carpenter, (Third)

*Cush Bhada, Alternate (Third)*

*Paul Chao, Alternate (Third)*

Carl Randazzo, (United)

*Cash Achrekar, (United)*

*Sue Margolis, Alternate (United)*

Ryna Rothberg, (Mutual 50)

Non-Voting Advisers: John Luebbe, Ruth Matson

**Media and Communications**

Joan Milliman, Chair (GRF)

Annette Sabol Soule, (GRF)

*Pat English, (GRF)*

*Lynn Jarrett, (Third)*

Roy Bruninghaus, (Third)

Jack Connelly, Alternate (Third)

*Bunny Carpenter, Alternate (Third)*

Maggie Blackwell, (United)

*Elsie Addington, (United)*

*Juanita Skillman, Alternate (United)*

*Ryna Rothberg, (Mutual 50)*

Non-Voting Advisers: Steve Carman, John Perak, Lucy Parker

**Mobility & Vehicles Committee**

*Ray Gros, Chair (GRF)*

*VACANT, (GRF)*

*Jim Matson, (GRF)*

*Cush Bhada, (Third)*

*John Frankel, (Third)*

*Jon Pearlstone, Alternate (Third)*

*Lynn Jarrett, Alternate (Third)*

*Elsie Addington, (United)*

*Andre Torng, (United)*

*Juanita Skillman, Alternate (United)*

*John Dalis, (Mutual 50)*

Non-Voting Advisers: Vashti Williams, vacant (1)

**PAC Renovation Ad Hoc Committee**

*Beth Perak, Chair (GRF)*

*Joan Milliman, (GRF)*

*Richard Palmer, (GRF)*

*John Frankel, (Third)*

*VACANT, (Third)*

*Carl Randazzo, (United)*

*Sue Margolis, (United)*

*Juanita Skillman, Alternate (United)*

*Irving Waaland, (Mutual 50)*

Non-Voting Advisers: Sheila Bialka, John Perak

**Security and Community Access**

*Don Tibbetts, Chair (GRF)*

*Ray Gros (GRF)*

*Pat English, (GRF)*

*Roy Bruninghaus, (Third)*

*John Frankel, (Third)*

*Cush Bhada, Alternate (Third)*

*Steve Parsons, Alternate (Third)*

*Reza Bastani, (United)*

*Andre Torng, (United)*

*Carl Randazzo, Alternate (United)*

Non-Voting Advisers: Larry Cunningham, Frank Tybor

**Disaster Preparedness Task Force**

VACANT, Chair (GRF)

Roy Bruninghaus, (Third)

John Frankel, (Third)

*Steve Parsons, Alternate (Third)*

*Jon Pearlstone, Alternate (Third)*

Cash Achrekar, (United)

*Reza Bastani, (United)*

*Gary Morrison, Alternate (United)*

Inesa Nords-Leth, (Mutual 50)

**Laguna Woods Village Traffic Hearings**

Ray Gros, Chair (GRF)

*Jack Connelly, (Third)*

John Frankel, Alternate (Third)

*Elsie Addington, (United)*

*Cash Achrekar, Alternate (United)*

Board Members by Rotation (Mutual 50)

**Village Energy Task Force**

Bert Moldow, Chair (GRF)

*Richard Palmer (GRF)*

*Sue Margolis (United)*

Carl Randazzo (United)

*Paul Chao, (Third)*

John Frankel (Third)

*Cush Bhada, Alternate (Third)*

Advisers: Steve Leonard, Bill Walsh, *Sue Stephens*

Board Members by Rotation (Mutual 50)

**RESOLVED FURTHER**, that Resolution 90-18-38 adopted September 4, 2018, is hereby superseded and canceled; and

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

Director Milliman made a motion to approve the GRF Committee Update Resolution. Director Moldow seconded the motion and it passed by unanimous consent.

**12. Unfinished Business**

(a) None

**13. New Business**

(a) Entertain a Motion to Introduce a Resolution for Permanent Elimination of Fitness Guest Fees **(December initial notification - must postpone to February to conform to the 30-day notification requirement)**

Director Milliman, Secretary of the Board, read the following:

**RESOLUTION 90-18-XX**

**Permanent Elimination of Fitness Guest Fees**

**WHEREAS**, the Fitness guest fee was temporarily suspended during May through August of 2017 and 2018; and

**WHEREAS**, the current Fitness guest fee is \$6.00 per person;

**WHEREAS**, the Fitness guest fee revenue is projected to be approximately \$1,868 for 2018; and

**WHEREAS**, staff received positive feedback from residents and requests that the temporary suspension be made permanent; and

**WHEREAS**, facility usage did not experience an increase in guest usage during the temporary suspension periods;

**NOW THEREFORE BE IT RESOLVED**, February 5, 2019, that the Board of Directors of this Corporation hereby approves the permanent elimination of Fitness guest fees; and

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

Director Milliman made a motion to accept the resolution for discussion purposes and postpone the final vote for 30 days pursuant to Civil Code §4360.

Director Sabol Soule seconded the motion.

Discussion ensued among the Directors.

President Perak called for a vote on the motion. The motion passed by a vote of 11-0-0.

(b) Entertain a Motion to Introduce a Resolution for Permanent Elimination of Aquatic Guest Fees **(December initial notification - must postpone to February to conform to the 30-day notification requirement)**

Director Milliman, Secretary of the Board, read the following:

**RESOLUTION 90-18-XX**

**Permanent Elimination of Aquatic Guest Fees**

**WHEREAS**, the Aquatic guest fee was temporarily suspended during May through August of 2017 and 2018; and

**WHEREAS**, the current Aquatic guest fee is \$3.00 per person; and

**WHEREAS**, the Aquatic guest fee revenue is projected to be approximately \$4,000 for 2018; and

**WHEREAS**, the elimination of Aquatic guest fees provides more efficient and effective operation at the pools; and

**WHEREAS**, the elimination of Aquatic guest fees prioritizes the health and safety of users; and

**WHEREAS**, staff received positive feedback from residents and requests that the temporary suspension be made permanent; and

**WHEREAS**, facility usage did not experience an increase in guest usage during the temporary suspension periods;

**NOW THEREFORE BE IT RESOLVED**, February 5, 2019, that the Board of Directors of this Corporation hereby approves the permanent elimination of Aquatic guest fees; and

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

Director Milliman made a motion to accept the resolution for discussion purposes and postpone the final vote for 30 days pursuant to Civil Code §4360. Director Phelps seconded the motion and it passed by unanimous consent.

(c) Entertain a Motion to Approve a Resolution for Summer Lap Swim for Children **(October initial notification - 30-day notification to comply with Civil Code §4360 has been satisfied)**

Director Milliman, Secretary of the Board, read the following:



**RESOLUTION 90-18-XX**

**Summer Lap Swim for Youth**

**WHEREAS**, the Recreation policy states swimmers must be 16 years of age or older to use adult designated pools; and

**WHEREAS**, On October 3, 2018, the Board of Directors introduced a resolution for summer kids swim permanent relocation to Pool 6 between Memorial Day weekend through the end of September annually; and

**WHEREAS**, Pool 2 is utilized the remainder of the year for the Kids Swim Program from noon to 2:00 p.m. daily ; and

**WHEREAS**, Pool 6 does not allow for lap swim for competitive youth swimmers during the summer months of operation; and

**WHEREAS**, the request to use Pool 2 for youth competitive swim practice during the summer months may be approved per current Recreation Department policy stating that discretion is contingent upon proper documentation provided;

**NOW THEREFORE BE IT RESOLVED**, February 5, 2019, that the Board of Directors of this Corporation hereby approves summer lap swim at Pool 2 for youth ages 11-15 with provision of a card from the Recreation Department for identification; and

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

Director Milliman made a motion to accept the resolution for discussion purposes and postpone the final vote for 30 days pursuant to Civil Code §4360. Director Phelps seconded the motion and discussion ensued among the Directors.

President Perak called for a vote on the motion and it passed by unanimous consent.

(d) Entertain a Motion to Introduce a Resolution for Revisions to Open House Directional Uniform Signage Policy (**December initial notification - must postpone to February to conform to the 30-day notification requirement**)

Director Milliman, Secretary of the Board, read the following:

**Resolution 90-18-XXX**

**Open House Directional Uniform Signage Policy**

**WHEREAS**, Resolution 90-11-117 adopted on November 1, 2011, established the Open House Directional Uniform Signage Policy; and

**WHEREAS**, the Open House Directional Uniform Signage Policy is intended to improve the marketability of cooperatives and condominiums in Laguna Woods Village; and

**WHEREAS**, the Golden Rain Foundation must update the Open House Directional Uniform Signage Policy to include real estate sign requirements to conform with State of California Bureau of Real Estate (CalBRE) License Disclosure Requirements for Advertising that went into effect on January 1, 2018; and

**WHEREAS**, CalBRE's new License Disclosure Requirements for Advertising require all first-point-of-contact solicitation materials to include:

1. The name and number of the licensee. This is for both sales-agents and broker-associates;
2. The responsible broker's "identity." This means the name under which the broker is currently licensed by CalBRE and conducts business in general or is a substantial division of the real estate firm. The broker's license number is optional; and
3. The status of the agent such as "REALTOR®" or "agent" (unless the name of the company makes clear that the advertisement is by a licensee); and

**WHEREAS**, the CalBRE's requirement apply to all types of advertising including but not limited to:

1. For Sale, Open House, Lease, Rent or directional signs when any licensee identification information is included; and
2. Any other material designed to solicit the creation of a professional relationship between the licensee and a consumer; and

**WHEREAS**, the Marketing and Communications Division has collaborated with Village realtors to develop updated designs for real estate signs that incorporate the new CalBRE requirements; and

**WHEREAS**, the responsibility for compliance with the law lies with realtors, the Marketing and Communications Division working with the realtors leveraged this opportunity to modernize the look and visibility of Village real estate signage; and

**WHEREAS**, on November 19, 2018, the Media and Communications Committee reviewed and unanimously approved the updated real estate sign designs and recommended that the Boards of Directors for the Golden Rain Foundation, Third Laguna Hills Mutual, United Laguna Woods Mutual, and Mutual No. Fifty adopt

resolutions requiring the use of the updated real estate sign designs as soon as practicable;

**NOW THEREFORE BE IT RESOLVED**, February 5, 2019, the Board of Directors of this Corporation hereby approves requiring the use of the updated real estate designs beginning on April 1, 2019 and adopts the following updated Open House Directional Uniform Signage Policy:

1. Use of the real estate signage contained in Attachment 1 to this resolution is required effective April 1, 2019. The use of other real estate signage after April 1, 2019, is prohibited;

Open House and Directional Signs:

2. Open house signs shall be 24" x 24" corrugated plastic with lettering and adhere to the GRF approved colors, font and logo, as depicted in Attachment 1 to this resolution;
3. Directional signs shall be with 24" x 9" corrugated plastic with lettering and adhere to the GRF approved colors, font and logo, as depicted in Attachment 1 to this resolution;
4. Open House signs may be present on Saturday and Sunday, between 10 a.m. and 5 p.m. They may also be present on Wednesday and Thursday, between the hours of 9 a.m. and 2 p.m. in conjunction with Broker Preview events.
5. Directional signs may be posted on the day of the Open House no earlier than 10 a.m., and must be removed no later than 5 p.m., of the same day;
6. At the entrance to or anywhere within a cul-de-sac a maximum of three (3) Open House signs per manor may be placed; and
7. Open House directional (designated by an arrow) signs may be placed at street intersections and cul-de-sac entrances only. No mid-block signs are allowed; and
8. At any street intersection or cul-de-sac entrance there may be no more than:
  - a. One (1) directional sign pointing in any one direction, and
  - b. Four (4) total directional signs, regardless of the number of open houses in the vicinity; and

Other:

9. No balloons, streamers, flags or any other object may be attached to any signs; and
10. Realtors shall be responsible for purchasing and providing the signs from RESS - Real Estate Signs & Supplies, Laguna Hills, California, and shall adhere to the specifications in accordance with this resolution; and
11. Non-conformance to this policy shall result in removal of sign(s) from premises; and
12. Non-residents must be accompanied by a licensed real estate agent approved for Laguna Woods Village entry; or granted access by the Seller/Resident of the property; and

**RESOLVED FURTHER**, that members selling their properties "For Sale By Owner" shall be required to comply with the same guidelines as realtors; and

**RESOLVED FURTHER**, that Resolution 90-11-117 adopted on November 1, 2011, is hereby superseded in its entirety and is no longer in effect; 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 Milliman made a motion to accept the resolution for discussion purposes and postpone the final vote for 30 days pursuant to Civil Code §4360. Director Moldow seconded the motion and discussion ensued among the Directors.

President Perak called for a vote on the motion and it passed by a vote of 8-2-0 (Director Moldow and Director English voted against).

- (e) Entertain a Motion to Introduce a Resolution for Digital Cable Services Fee Structure and Tier System **(December initial notification - must postpone to February to conform to the 30-day notification requirement)**

Director Milliman, Secretary of the Board, read the following:

**RESOLUTION 90-18-XX**

**Digital Cable Services Fee Structure and Tier System**

**WHEREAS**, the Golden Rain Foundation currently offers a Digital Pay Tier System that includes four rental choices for set top boxes; and

**WHEREAS**, the Media and Communications Committee has recommended adjustments in the fee schedule to address higher costs for digital access and programming fees associated with Cable CARDS, SD Digital Converters, and HD

Digital Converters.

**NOW THEREFORE BE IT RESOLVED**, on February 5, 2019, the Board of Directors of this Corporation hereby adopts the proposed Digital Pay Tier System Fee Schedule as attached to the official minutes of this meeting.

**RESOLVED FURTHER**, Resolution 90-18-17 adopted February 6, 2018, is hereby superseded and canceled; and

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

Director Milliman made a motion to accept the resolution for discussion purposes and postpone the final vote for 30 days pursuant to Civil Code §4360. Director Gros seconded the motion and discussion ensued among the Directors.

President Perak called for a vote on the motion and it passed by unanimous consent.

**14. Committee Reports**

- (a) Report of the Finance Committee/Financial Reports – Director Phelps. Next meeting December 19, 2018, at 1:30 p.m. in the Board Room.
- (b) Report of the Community Activities Committee – Director Perak. Next meeting January 10, 2019, at 1:30 p.m. in the Board Room.
- (c) Report of the Maintenance & Construction Committee – Director Matson. Next meeting December 12, 2018, at 9:30 a.m. in the Board Room.
  - Report of the Performing Arts Center (PAC) Renovation Ad Hoc Committee - Director Perak. Next meeting TBA
  - Report of Village Energy Task Force – Director Moldow. Next meeting January 2, 2019, at 9:30 a.m. in the Sycamore Room.
- (d) Report of the Media & Communications Committee – Director Milliman. Next meeting December 17, 2018, at 1:30 p.m. in the Board Room.
- (e) Report of the Mobility & Vehicles Committee – Director Troutman. Next meeting December 5, 2018, at 1:30 p.m. in the Board Room.
- (f) Report of the Security & Community Access Committee – Director Sabol Soule. Next meeting December 17, 2018, at 9:30 a.m. in the Board Room

- Report of the Traffic Hearings – Director Gros. Next meeting December 19, 2018, 9:00 a.m. in the Board Room & 1:00 p.m. in the Cypress Room.
  - Report of the Disaster Preparedness Task Force- Director Troutman. Next meeting January 29, 2019, 9:30 a.m. in the Cypress Room.
  - (g) Report of the Landscape Committee – Director Moldow. Next meeting December 19, 2018, at 2:30 p.m. in the Sycamore Room.
15. **Future Agenda Items** - *All matters listed under Future Agenda Items are Resolutions on 30-day public review or items for a future Board Meeting. No action will be taken by the Board on these agenda items at this meeting. The Board will take action on these items at a future Board Meeting.*

None

16. **Directors' Comments**

- Director Gros and Director Matson wished a Merry Christmas to all;
  - Director Sabol Soule wished a Happy Holiday to all and congratulated President Perak on her first meeting as President;
  - Director Milliman commented that Jim Juhan would be missed, wished everyone a Happy Holiday, and encouraged residents to partake of and enjoy the holiday festivities;
  - Director Moldow commented that it was a great meeting and wished a happy and safe holiday to all;
  - Director Palmer wished everyone a Happy Holiday and Happy Hanukkah;
  - Director Tibbetts wished everyone a Happy Holiday;
  - President Perak noted that Director Juhan will be missed, wished him good luck in his future endeavors, and wished a happy holiday season to residents, staff, and the GRF Board.
17. **Recess** - *At this time, the Meeting recessed for lunch and reconvened to Executive Session to discuss the following matters per California Civil Code §4935.*

**Closed Executive Session Agenda**

*Approval of Agenda*

*Approval of Minutes*

*(a) November 6, 2018 – Regular Executive Session*

*Discuss and Consider Member Disciplinary Matters*

*Discuss and Consider Personnel Matters*

*Discuss and Consider Contractual Matters*

*Discuss and Consider Litigation Matters*  
*Discuss Litigation Report Summary*

**18. Adjournment**

  
Joan Milliman, Secretary of the Board  
Golden Rain Foundation