

RID September Board Meeting  
Thu, Sep 16, 2021 9:00 AM - 1:00 PM (PDT)

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Justin R Robbins

General Manager

Resort Improvement District No.1

Shelter Cove, Humboldt County, CA

[gm@sheltercove-ca.gov](mailto:gm@sheltercove-ca.gov)

707-986-7015

# AGENDA

## Resort Improvement District No. 1 and Shelter Cove Sewer and Other Facilities Maintenance District No. 1 REGULAR BOARD MEETING

**Location:** Shelter Cove Fire Hall Meeting Room  
9126 Shelter Cove Road, Shelter Cove, California  
**Date:** September 16, 2021  
**Time:** 9:00 a.m.  
**Posted:** September 13, 2021

*We welcome you to this meeting. Members of the Public may be heard on any business item on this Agenda before or during the Board's consideration of the item. The public may also directly address the Board on any item of interest to the public that is not on the Agenda during the public comment time; however, the Board generally cannot take action on an item not on the Agenda. The meeting room is wheelchair accessible. Accommodations and access to District board meetings for people with other handicaps must be requested of District staff at 707-986-7447 five (5) working days in advance of the meeting.*

*A person addressing the Board will be limited to five (5) minutes (Board Policy 5030) unless the Chairperson of the Board grants a longer period of time. While not required, we would appreciate it if you would identify yourself with your name and address when addressing the Board.*

### I. CALL TO ORDER

### II. ROLL CALL

\_\_\_ Michael Schad, President  
\_\_\_ Susan Fox, Vice President  
\_\_\_ Jack Hargrave, Director  
\_\_\_ David Sommer, Director  
\_\_\_ Celeste Myers, Director

### III. PLEDGE OF ALLEGIANCE

### IV. PUBLIC COMMENT

*Any member of the public may directly address the Board of Directors on a matter of public interest not on the Agenda, but which is within the jurisdiction of the Board; however, the Board generally cannot take action on an item not on the Agenda. A person addressing the Board will be limited to five (5) minutes (Board Policy 5030) unless the chairperson of the Board grants a longer period of time.*

## V. CONSENT CALENDAR

*All matters listed under the Consent Calendar are to be considered routine and without opposition. The Consent Calendar may be enacted by one motion. There will be no separate discussion of these items unless a Board member or the General Manager/designee requests that a specific item(s) be removed from the Consent Calendar for separate action. Any items so removed will be considered after the motion to approve the Consent Calendar. If a member of the public wants further discussion on any of these items, we would appreciate it if you make your request prior to the meeting.*

1. Approve the Minutes of the August 19, 2021 Regular Board Meeting.
2. Approve Bills for Month of August, 2021: Reports regarding payment of monthly operating bills for the District which are approved expenditures in the current budget.

## VI. CORRESPONDENCE / DISCUSSION ITEMS

*Items in this category may be discussed, and/or reports presented, but no action may be taken.*

1. Sheriff's Office Report.
2. Airport Land Use Compatibility Plan Public Correspondence.
3. CSDA/Rural County Representative California/Legislative Updates.

## VII. BOARD MEMBER/STAFF REPORTS

*The indicated individuals will report to the Board about various matters involving District departments. There will be no Board discussion except to ask questions or refer matters to staff. No action will be taken unless listed on subsequent agenda.*

1. Directors' Reports/Comments.
2. Operational Status Report Re: Golf Course, Airport, Recreation, Water, Sewer, Electrical, Fire Department.

## VIII. UNFINISHED BUSINESS

## IX. ACTION ITEMS

*All Agenda Action Items for discussion and possible action by the Board of Directors.*

1. Clubhouse Rental Request.
  1. Consider continuing reduced rental fee for commercial use of kitchen for food preparation.

2. Per Capita Grant Parks and Recreation Update:  
Final Sports Court Design Approval and Obtaining Engineering Plans,  
Cost Estimate and Scope of Work.
3. Consider Amendment to Policy 3080: Public Facilities Use and Rental to  
Include RID Sponsor of Limited Low Risk Public Use such as the Weekly  
Quilting Class. (Second Reading)
4. Consider Resolution 21-11: CalPERS/Social Security Resolution of Intent  
(Safety Position).

#### X. OVERLOOKED ISSUES

*No actions can be taken.*

#### XI. ADJOURNMENT OF MEETING

*This notice is posted in compliance with Government Code § 54954.2. The next Regular Meeting of the Resort Improvement District No.1 Board of Directors will be held on Thursday, October 21st, 2021, in the Fire Hall Meeting Room at 9:00 AM.*





## Shelter Cove

Property Owners Association.

P.O. Box 246 Whitethorn CA 95589

August 31, 2021

Resort Improvement District #1

Attention: Justin R Robbins and RID Board of Directors

9126 Shelter Cove Road

Shelter Cove CA 95589

Dear Justin and Board Members;

In our last correspondence the Shelter Cove Property Association raised our collective voice in opposition of Humboldt County's proposed changes to the General Plan to add more restrictions around our Air Strip referred to as the Airport Land Use Compatibility Plan. While we still have concerns with changes to the County's General Plan, the Shelter Cove Property Owners Association is in FULL SUPPORT of the Air Strip and the wealth of positive attributes it brings to our small community. Besides the obvious recreational uses, the airport serves as a lifeboat to the community if there were ever catastrophic failure of Shelter Cove Road. It also serves as a fire service resource in case of an emergency.

Shelter Cove has been served well by our airport for many years. The airport is one of the most unique features of our coastal community. It helps define who we are. To lose this asset would be tragic beyond description.

On behalf of our 200 plus members which make up the Shelter Cove Property Association, we stand in complete support of our airport and of the Resort Improvement Districts continued operation of same.

We respectfully petition the RID Board to reject calls to close this desirable asset.

Respectfully;

*Kenneth P Klaas*

Kenneth P Klaas

VP & Secretary SCPOA

The **Shelter Cove Property Owners Association Board of Directors** which represent over 200 property owners strives to speak with one voice for all property owners.

I was wrong ... there is still time

Evan Piercey <evan@evanpiercey.com>

Wed 8/25/2021 2:04 PM

To: Board 5 <Board5@sheltercove-ca.gov>; Board 1 <Board1@sheltercove-ca.gov>; Board 2 <Board2@sheltercove-ca.gov>; Board 3 <Board3@sheltercove-ca.gov>; Board 4 <Board4@sheltercove-ca.gov>  
Cc: Justin Robbins <jm@sheltercove-ca.gov>

Dear RID Board Directors and General Manager,

When I provided information prior to and at the August 19 RID board, my interpretation of the deadline for a local agency to overrule the 2021 Airport Land Use Compatibility Plan (ALUCP) required 45 days notice to the county and state of the local agency overrule prior to the 180 deadline after the ALUCP was enacted. The following sections from the 2021 ALUCP ordinance clarify the deadline to act is 180 days from the enactment of the ordinance and doesn't include the 45 day notice.

Links have been added in the text from the 2021 ALUCP ordinance to the referenced state laws.

The full 2021 ALUCP ordinance is at this [link](#).

At the August 19 RID board meeting there was conflicting information if Shelter Cove is considered a "local agency". The 2021 ALUCP ordinance defines the affected local agencies.

Please see section 2.2.1a on page 47(2-1) which states:

## 2.2 Purpose

The policies set forth in this chapter and Chapter 3, Humboldt County Airports Policies, serve two functions:

- 1) To describe the procedures to be used by the Humboldt County ALUC, and affected local agencies to fulfill the airport land use compatibility review requirements set forth in the State Aeronautics Act (Pub. Util. Code, § 21670 et seq.). Specifically, these procedures define:
  - a) The steps to be taken by local agencies, specifically, the County of Humboldt and the Cities of Eureka, Fortuna, and Rio Dell, the Shelter Cove Resort Improvement District No. 1, other special districts, school districts, and community college districts located in the AIAs for the County's airports, in submitting certain land use actions to the ALUC for review in accordance with Policies GP-7, Timing of Land Use Action Submittal, and GP-8, Land Use Action Submittal Information, of this Compatibility Plan.



b) The steps to be taken by Humboldt County, the City of Eureka, and the Shelter Cove Resort Improvement District No. 1 as operators of the airports, in submitting airport master plans and other certain airport-related plans to the ALUC for review in accordance with Policies GP-7, Timing of Land Use Action Submittal, of this Compatibility Plan.

At the August 19 RID board meeting there was conflicting information if Shelter Cove could overrule the 2021 ALUCP. Since as stated in the ordinance quoted above that Shelter Cove is the "local agency", the following sections state the authority of the local agency to overrule ALUCP.

From page 54(2-8) of the 2021 ALUCP ordinance

### GP-10 Initial ALUC Review of General Plan Consistency

Along with the adoption or amendment of this Compatibility Plan, the ALUC shall review the land use plans of affected local agencies to determine their consistency with the Compatibility Plan as follows:

1) Within 180 days of the ALUC's adoption or amendment of this Compatibility Plan, each local agency affected by the plan must amend its land use plans to be consistent with the ALUC's Compatibility Plan or, alternatively, provide required notice, adopt findings, and overrule the ALUC's Compatibility Plan by two-thirds vote of the local agency's governing body in accordance with sections [21675.1\(d\)](#), [21676\(b\)](#), and [21676.5\(a\)](#) of the Public Utilities Code (Gov. Code, § 65302.3). If a local agency fails to take either action, then it is required to submit all land use actions involving property located within the AIA to the ALUC for review (Pub. Util. Code, § 21676.5(a)). The ALUC will formally engage with local agencies having jurisdiction within the AIA during preparation of the ALUCP and any local plan amendments necessitated by updated ALUCP. The ALUC will notify local agencies of approval of any required plan amendments within five days.

From page 56 (2-10) of the 2021 ALUCP ordinance

### GP-14 ALUC Response to Notification of Proposed Overruling

If a local agency proposes to overrule an ALUC, it must provide a copy of the proposed decision and findings to both the ALUC and the Division of Aeronautics at least 45 days prior to taking action. The ALUC and Caltrans Division of Aeronautics have 30 days in which to provide the local agency with their comments (Pub. Util. Code, § 21676(a)-(b)). The ALUC may authorize the ALUC staff to respond to any notification of proposed overruling. The comments of the Division of Aeronautics and the ALUC are advisory, but must be made part of the record of final decision to overrule the ALUC (Pub. Util. Code, §§ 21676, 21676.5).

Consequently, if the RID board will pass a resolution to overrule the 2021 ALUCP for Shelter Cove, the response from the ALUC and state are only advisory.

The RID board has the following options taking action on this situation:

1. At the September 2021 regular board meeting pass a resolution overruling the 2021 ALUCP with the following findings:
  - a. The 1993 ALUCP is sufficient for properties around the AIA without overburdening new or rebuild project in Shelter Cove
  - b. The Shelter Cove community has strongly opposed more restrictions on building in Shelter Cove.
  - c. The Resort Improvement District #1 will be adversely affected financially by the loss of utility service revenue if building or rebuilding are restricted in the AIA
  - d. Other findings that the RID board includes in the resolution
2. Pass a resolution to close the Shelter Cove Airport and notify the county so the ALUCP is not applicable for Shelter Cove
3. Do not act on this issue and further alienate residents and property owners that the RID board does not represent the interests of Shelter Cove.

At the August 19, 2021 RID meeting, the board heard from individuals and organizations who opposed further building restrictions in Shelter Cove which the 2021 ALUCP imposes. There were no speakers supporting more restrictions on building in Shelter Cove. Since the August board meeting I believe the RID has heard from more people directly and on Facebook also



opposed to more building restrictions. Even if there is concern the RID does not have the authority to overrule the 2021 ALUCP, passing a resolution confirms to our community that the RID board does represent the interests of Shelter Cove.

My personal motivation is only to right this wrong. I have no intention to replace any RID board members or the General Manager although many people have asked me to do so. It is in both our interest for this issue to go away. If the board will act as listed in item 1 above the community will be thankful and we can all move on. I apologize for losing my temper at the August 2021 RID board meeting but the issue remains unresolved in my view and those of many cove residents. I do not intend to share the details of this communication beyond those addressed unless the board does not take action to overrule the 2021 ALUCP for Shelter Cove before the 180 day deadline. I look forward to a favorable response from this email.

Respectfully submitted,

Evan Piercey

**RESORT IMPROVEMENT DISTRICT NO. 1  
AND  
SHELTER COVE SEWER AND OTHER  
FACILITIES MAINTENANCE DISTRICT NO. 1**

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Meeting Date: September 16, 2021

Agenda Item No.: IX. 1

Agenda Item Title: Clubhouse Rental Request:

1. Consider approval of regular commercial use of kitchen for food preparation.

Presented by: Justin Robbins, General Manager

Type of Item:      ☒ Action                      ☐ Discussion                      ☐ Information  
Action Required:   ☐ No Action                      ☐ Voice Vote                      ☒ Roll Call Vote

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**BACKGROUND:**

Christina Arredondo applied to regularly use the Clubhouse kitchen on Monday afternoon and Tuesday morning to prepare food for a commercial food business. The food is being sold at the farmers market located at Mario's Motel parking lot on Tuesdays. At last month's board meeting action was taken to reduce her hourly rental fee from \$15 to \$10 per hour to be re-evaluated in a month. Christina is requesting the fee remain at \$10.

**FINANCIAL IMPACT:**

Reduced rental income.

**RECOMMENDATION:**

Motion to approve the reduced hourly rental fee of \$10 for Christina Arredondo's commercial use of the Clubhouse kitchen.

Move: Second:

Schad: Hargrave: Fox: Sommer: Myers:

Motion carries: Yes No

Dear Members of of the Board

Our mission is to bring delicious food to the farmers market and bring our local community together

I am writing to you today because I would like to put in a request of the RID Board Directors to allow us to use the kitchen facilities our Abalone Hall to provide food for our community. We would like to start with tamales. This would give the community some more foot traffic at the Farmers Market, A local place to get together (6 feet apart of course and fully masked) and have delicious food and an option on Tuesdays, Since at this time there is no other food available on this day of the week in Shelter cove.

I have already filed my TFF (Temporary Food Facility) application with the Humboldt County Department of health and human resources for Abalone Hall . Which I am very proud to announce has been approved. I have attached a copy with the Shelter Cove Public Recreation Facilities Application.

I would like to request a small space to be able to keep the ingredients for the tamales at the location of the TFF (Temporary Food Facility) Abalone Hall. I will purchase metal shelving that is 2 1/2 feet wide by 5 1/2 feet tall

As I know that there will be some cost but as we are both full time stay at home moms, All the expenses of the permitting application, purchasing of the ingredients and items to make this a reality have been pretty strenuous. What we can afford is approximately \$150 a month for the rental fees. As I also have to provide myself insurance to be able to use the facilities. With other fees and percentage going to the north coast growers Association (farmers market)

We will be using the facility on Mondays to cook 3-4hours and for Tuesday 1-2 hours these are approximate as it may not take as long.

We hope that the board considers our request and allows us to provide this great service to our little slice of paradise.

Thank you so much for all of your time  
Sincerely  
Christina Arredondo



**RESORT IMPROVEMENT DISTRICT NO. 1  
AND  
SHELTER COVE SEWER AND OTHER  
FACILITIES MAINTENANCE DISTRICT NO. 1**

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Meeting Date: September 16, 2021 Agenda Item No.: IX. 2

Agenda Item Title: Per Capita Grant Parks and Recreation Update:  
Final Sports Court Design Approval and Obtaining Engineering Plans,  
Cost Estimate and Scope of Work.

Presented by: Justin Robbins, General Manager

Type of Item: ☒ Action ☐ Discussion ☐ Information

Action Required: ☐ No Action ☐ Voice Vote ☒ Roll Call Vote

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**BACKGROUND:**

At the July 2021 board meeting, the Board discussed the selection of the sports court including the scope and design and were leaning towards selecting a sports half court (first phase) as the preferred project to be funded by the \$177,952 California State Per Capita Grant. The remainder to be funded by the Resort Improvement District. Today, the Board will formalize the project selection, scope and design and approve the use of professional engineering services to obtain formal plans, a scope of work and an estimated budget for constructing the project.

**FINANCIAL IMPACT:**

Engineering services will cost approximately \$15,000 - \$20,000.  
Project cost will be determined by the estimated budget produced by engineering services.

**RECOMMENDATION:**

Motion to select the sports half court (Phase 1) as the approved project and direct staff to obtain engineering services to create a set of plans, a scope of work and produce a cost estimate for the selected project.

Move: Second:

Schad: Hargrave: Fox: Sommer: Myers:

Motion carries: Yes " No



**RESORT IMPROVEMENT DISTRICT NO. 1  
AND  
SHELTER COVE SEWER AND OTHER  
FACILITIES MAINTENANCE DISTRICT NO. 1**

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Meeting Date: September 16, 2021

Agenda Item No.: IX. 3

Agenda Item Title: Consider Amendment to Policy 3080: Public Facilities Use and Rental to Include RID Sponsor of Limited Low Risk Public Use such as the Weekly Quilting Class. (Second reading)

Presented by: Justin Robbins, General Manager

Type of Item: ☒ Action ☐ Discussion ☐ Information  
Action Required: ☐ No Action ☐ Voice Vote ☒ Roll Call Vote

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**BACKGROUND:**

This is the second reading of Policy 3080.

Should the Board amend Policy 3080 – 3080.2 for re-occurring free use of Abalone Hall with no kitchen use for up to four hours to include Shelter Cove community organizations and groups to use Abalone Hall for meetings and low-risk (as determined by RID staff) activities that are open and free to the public? Events would not include the use of alcohol. Other changes are suggested for clarity and ease of operations. See attached draft Policy 3080.

**FINANCIAL IMPACT:**

Increased insurance risk exposure.

**RECOMMENDATION:**

Motion to amend Policy 3080: Public Facilities Use and Rental as presented.

Move: Second:

Schad: Hargrave: Fox: Sommer: Myers:

Motion carries: Yes No

**RESORT IMPROVEMENT DISTRICT NO. 1**  
**Shelter Cove Sewer and Other Facilities Maintenance District No. 1**

**POLICY TITLE:**                      **Public Facilities Use and Rental**

**POLICY NUMBER:**                **3080**

**3080.1 Purpose:** The purpose of this Policy is to establish guidelines for public use of certain Resort Improvement District facilities. For the purposes of this policy these facilities consist of the Community Clubhouse, the meeting room at the ~~ed~~District office, the golf links course, the airport, and other various outdoor recreation amenities. This ~~P~~policy acknowledges the contributions of the residents of Shelter Cove that have resulted in the development and maintenance of these facilities and is intended to encourage maximum use of them by members of the community. These facilities are to be made available to all members of the community of Shelter Cove upon request, and can be made available to persons or groups not affiliated-residing wit- h the community of Shelter Cove upon approval by the General Manager or the Resort Improvement District Board of Directors or their authorized representative. This Policy is intended to provide fair and equal equitable access to the District's facilities by all groups for the conduct of community-civic business and for recreation, social, and educational activities.

**3080.2 Eligibility and Application For Use:** The Resort Improvement District shall have priority in the use of District owned facilities. Non-District use is available to any organization, group, or individual(s) at times when such use will not interfere with normal or special District operations. Users Individuals or groups shall make complete an application following application following procedures and using forms to be developed by the General Manager, and approved by the Board of Directors.

**3080.3 Fees For Use:** A fee schedule, developed by the General Manager and approved by the Board of Directors, will include elasses types of use~~s~~s ranging from those who uses that have no fees to those who uses that will pay incur fees for regular and or exclusive use of the facilities.

The General Manager and the Board of Directors have the authority to waive all or a portion of the use fees.

**See Appendix 1**

Adopted:            February 19, 1998  
Revised:            May 15, 2008  
                         February 18, 2016

## II. HOURLY FEE SCHEDULES FOR CLUBHOUSE ABALONE HALL/KITCHEN:

Events up to 4 hours long. Prior General Manager approval must be obtained for use and/or sale of alcohol. (Prior Board approval and insurance must be obtained for use of alcohol or any commercial use.)

1. Public use of ~~the~~ District facilities for events that provide services to the residents of Shelter Cove held by formally organized nonprofit organizations groups that meet on a regular basis to conduct business. Formally organized non-chargeprofits charge and or assess dues, retain bank accounts or assets, and solicit funds and provide services to the residents of Shelter Cove. \$50 flat rate.

2. Use of Abalone Hall by Shelter Cove residents:  
This category includes, but is not limited to, children's birthday parties, educational, or recreational classes ~~or groups~~.

Private Events:

Abalone Hall only **\$50 flat fee**, four-hour maximum, \$100 cleaning deposit.

Hall & Kitchen **\$75.00 flat fee**, four-hour maximum, \$100 cleaning deposit.

Commercial Classes:

Abalone Hall and/or Kitchen ~~+5%~~ 5% of gross receipts income.

3. Use of Abalone Hall by non-residents:  
This category includes, but is not limited to, children's birthday parties, educational, or recreational classes ~~or groups~~.

Private Events:

Abalone Hall only **\$30.00 per hour**, two-hour minimum, \$100 cleaning deposit.

Hall & Kitchen **\$50.00 per hour**, two-hour minimum, \$100 cleaning deposit.

Commercial Classes:

Abalone Hall and/or Kitchen ~~+5%~~ 5% of gross receipts income.

4. Applicant(s) must sign hold harmless agreement with District.

## III. DAILY FEE SCHEDULES FOR CLUBHOUSE ABALONE HALL/KITCHEN:

Events over 4 hours long. This category may include, but is not limited to, weddings, musical events, or events that are commercial in nature. ~~Prior Board approval must be obtained for use of alcohol or any commercial use.~~ Prior General Manager approval must be obtained for use and/or sale of alcohol. Prior Board approval and insurance must be obtained for commercial use. Insurance requirement for all events.



1. Public use of the facilities by formally organized nonprofit groups that meet on a regular basis to conduct business, charge and or assess dues, retain bank accounts or assets, and solicit funds and provide services to the residents of Shelter Cove. .... \$75
2. Use of Abalone Hall by **Shelter Cove residents**:
  - Clubhouse Abalone Hall..... \$150
  - Clubhouse Abalone Hall/kitchen..... \$250
  - Non-refundable cleaning fee..... \$100
  - \*Refundable security deposit..... \$250
3. Use of Abalone Hall by **non-residents**:
  - Clubhouse Abalone Hall..... \$300
  - Clubhouse Abalone Hall/kitchen..... \$400
  - Non-refundable cleaning fee..... \$100
  - \*Refundable security deposit..... \$500

\*Deposit returned after inspection of facility within 3 business days.

4. Applicant(s) must sign hold harmless agreement with District.

#### IV. GENERAL CONDITIONS

1. Use of the coffee pot/sink will not constitute use of the kitchen. Hourly rates will be determined by calculating the total of all hours of use. Any portion of an hour in excess of 10 minutes will be considered a full hour for purposes of billing.
2. The donation of services or equipment to the facilities by groups, organizations, or individuals will be ~~encouraged~~ considered, but no use fees, use fee credits, and or special allowances will be granted~~assigned~~.
3. The General Manager and the Board of Directors have the authority to waive all or a portion of the use fees. Cleaning deposit and security deposit requirements cannot be waived by the General Manager, but can be waived by the Board of Directors.
4. Cleaning deposit and security deposit amounts will be returned to the applicant based on the review and approval of the General Manager.



## V. APPLICATION FOR USE OF FACILITY

Rental Agreement forms and fee schedules may be obtained from the Resort Improvement District office. A Rental Agreement should be submitted at least two weeks prior to the intended use. All Rental Agreements are subject to approval by the General Manager and for commercial use application by the Board of Directors. Use requests not granted by the General Manager may be appealed to the Board of Directors.

All ~~The cleaning~~ cleaning and/or security deposits will be required with the submitted completed application.

Groups meeting on a regular basis may post a cleaning deposit with the Resort Improvement District office and allow it to remain at the District office. Any applicant who is scheduled to use the facilities and finds it necessary to cancel a scheduled event shall notify the District office 24 72 hours prior to the event. Failure to comply give adequate notice may, at the discretion of the General Manager, result in the imposition of a cancellation fee for any expense incurred in scheduling the facility. Cancellation fee cannot exceed use fee that is charged for facility use.

- All Humboldt County Health Department Orders must be followed at all times by rental applicant, user, participants, and/or spectators.
- Groups or individuals who intend to serve alcohol will be required to obtain prior approval and secure all necessary licenses required by law and pay all taxes as required.
- Smoking is not permitted inside any part of the facilities.
- All juvenile organizations or groups use must have adult sponsorship and supervision.
- Dogs must be kept under control at all times and no animals will be allowed in the kitchen. Only service dogs are permitted indoors at the community clubhouse or on the outside decks.
- Keys to the facilities will be maintained at the District Office and may be checked out by an authorized representative of the group or organization intending to use the facilities, and a deposit in an amount no less than \$25.00 and no greater than \$50.00 may be required determined by the General Manager shall be required.
- Loss of the key shall be reported to the District Office immediately and any subsequent use of any lost or stolen key that has not been reported as lost or missing will be the responsibility of the group to which it has been assigned.

## VI. INSURANCE & HOLD HARMLESS AGREEMENT

Anyone using, entering, or occupying the District's public use facilities shall agree and demonstrate agreement to protect, indemnify, hold harmless, and defend the Resort Improvement District No. 1 against and from any loss, cost, damage, and/or expense arising

out of or from any event, accident, and/or other occurrence on, within, or about the District premises, causing damage and/or injury to any person or persons or property whomsoever and whatsoever and will protect, indemnify, hold harmless, and defend the District from any and all claims, costs, and expenses arising out of any failure of the rental applicant and/or user(s) renter in any respect to comply with and perform all the requirements and provisions agreed to and required by any local, state and/or federal law or ordinance during the specified period of use.

If alcohol is present or, if the renter is charging fees, soliciting donations and/or raising revenue, or if the event is over 4 hours long the following shall apply:

Anyone applying to use the facilities, whether as an individual, a group or as an organization, shall maintain comprehensive general broad form liability insurance coverage for public liability and property damage including a blanket contractual fire, legal, products and/or completed operations in the amount of ONE MILLION DOLLARS (\$1,000,000) or combined single limit. Renters applicants shall name the Resort Improvement District No. 1 as additionally insured and shall provide the District with a certificate of such insurance containing specifying a 30-day notice of cancellation prior to the date of use. Renters applicants may be able to obtain "Special Events Insurance" through the District for a cost to be paid by the rental applicant.

Any and all damage to the building, facilities, or equipment is the responsibility of the rental applicant and/or users and any damage shall be reported to the District office immediately. Damages, whether reported or unreported, will be deducted from the security deposit. Damages exceeding security deposit will be billed to the rental(s) applicants and/or users for actual costs to repair or replace ment those damages.





**0RESORT IMPROVEMENT DISTRICT NO. 1  
AND  
SHELTER COVE SEWER AND OTHER  
FACILITIES MAINTENANCE DISTRICT NO. 1**

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Meeting Date: September 16, 2021 Agenda Item No.: IX. 4

Agenda Item Title: Consider Resolution 21-11: CalPERS/Social Security Resolution of Intent (Safety Position).

Presented by: Justin Robbins, General Manager

Type of Item: ☒ Action ☐ Discussion ☐ Information

Action Required: ☐ No Action ☐ Voice Vote ☒ Roll Call Vote

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**BACKGROUND:**

The RID contracts with CalPERS and the Social Security Administration for employee retirement benefits. The recent addition of a Safety Position category to the RID's retirement program requires additional social security documentation to be completed to add social security benefits to the Safety Position retirement package. Draft Resolution of Intent will be made available if the draft template is received before the meeting. Adding social security benefits to CalPERS categories can take up to two years.

**FINANCIAL IMPACT:**

To be determined.

**RECOMMENDATION:**

Motion to approve Resolution 21-11: CalPERS/Social Security Resolution of Intent for Safety Position.

Move: Second:

Schad: Hargrave: Fox: Sommer: Myers:

Motion carries: Yes No