

MINUTES OF THE MEETING FOR  
THE BOARD OF DIRECTORS  
OF THE  
EL DORADO COUNTY FAIR ASSOCIATION, INC  
Wednesday, January 13, 2010 at 6:00 pm  
THE BOARD ROOM ON THE EL DORADO COUNTY FAIRGROUNDS  
100 PLACERVILLE DRIVE, PLACERVILLE, CA.

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PRESENT: Davis, Owen, Avery, O'Halloran, McGuire, Kirk, Denton, Mackay, Forni-Feathers, Dedrian Kobervig.

EXCUSED: Stek

ABSENT:

MANAGER: Jody W. Gray

OTHERS: Marta Viola, John Marino

I. CALL TO ORDER:

RECORD VERIFICATION OF LEGAL MEETING NOTICE:

Gray authenticated the verification.

QUORUM REQUIREMENTS MET:

Davis determined that the requirements for a quorum were met.

II. APPROVE AGENDA

Owen moved that the agenda be approved, Avery seconded; motion carried to approve.

III. APPROVE MINUTES OF DECEMBER 2009 MEETING:

Owen moved that the minutes be approved with corrections, Avery seconded; motion carried to approve.

IV. PUBLIC FORUM:

None

V. CORRESPONDENCE – Review correspondence received during the previous month:

- Susie Davies, Executive Director of M.O.R.E. invitation to their Holiday Luncheon and Awards Presentation.
- California Construction Authority 2009 Year End Update for the Photovoltaic project loans and notification of a scheduled meeting for all Phase II PV project fairs during the Western Fairs Association Convention.

VI. OLD BUSINESS

A. Approval of Contracts entered in December 2009.

Owen moved, Denton seconded; motion carried to approve.

B. Photovoltaic System.

Gray:

According to the letter recently received from CCA, there is a complete absence of potential investors in the old CREBs. In addition the Federal February 2009 Stimulus Package made the CREBs authorization for CCA obsolete.

Mackay:

New money is available only to projects creating new jobs.

Gray:

CFA is continuing to look for new funding. Currently there are 16 Fairs involved.

Mackay:

This is the largest debt the Association has ever been in. CCA is looking at a 20 year bond sale to attempt to keep payments low.

Davis:

Directed staff to work with County Council for best recourse.

Approval not necessary.

C. Update from December meeting: Liability Balance & Prevailing Wage.

**Liability Balance:** Gray stated that Bill Mackay had asked in the prior Board meeting about our current long-term debt on our balance sheet. Gray found it was correct and today it is a little lower than on November 30, as we have made a couple of payments to CCA since then.

Gray stated our current long term debt is as follows:

- Photovoltaic, as I stated in the meeting is at \$586,938 (actually, I said about \$585,000)
  - Organ Roof loan \$30,454
  - Day Care loan \$28,403
- Total liabilities: \$645,795

The November Balance Sheet showed it as \$656,342.62.

**Prevailing Wage:** Concerning Prevailing Wage according to Lou Green (12/11/09) “Public funds”, definition: money from a State, County, Local or public subsidy.

Any project over \$1,000 that is paid for through “public funds” must use a contractor that pays his/her staff prevailing wages.

If it is a loan from Public Funds, According to California Labor Code section 1720 B 5 Prevailing wage requirements include money loaned by a state if there is a contingency that we may not have to pay it back.

Prevailing wage requirements DO NOT apply if it is a non-contingent loan and it must be paid back, with no contingency.

Work in house, hire our own staff to do the labor, we do not have to pay prevailing wage. If someone owns their own business and they do not hire labor to do our job, when the owner does his own labor, then it does not have to be “prevailing wage”.

If we contract with a company that hires laborers, then they must pay prevailing wage.

VII. NEW BUSINESS

A Delegate Annual Authority for CEO to execute agreements up to \$ 15,000, checks up to \$3,500 and all payroll, utility and current CCA loan payments.  
Denton moved, Mackay seconded; motion carried to approve.

B Approval of 2010 Association Members.  
No new members.

VIII. TREASURER’S REPORT

A. Approval of Expenditures for December 2009.  
Owen moved, Avery seconded; motion carried to approve.

B. Balance Sheet and Statement of Operations Review.  
No action necessary.

IX. MANAGER’S REPORT

Currently there are problems with Skate Park BMX bikes digging into hills in the Parking Tiers. Gray is working with the Placerville Police Department on this issue. Captain Scott is researching the Penal Code for signage to be placed in the tiers so the offence will be prosecutable.

Kobervig stated she believed the correct language is “Right to Pass by Permission of Owner”.

Mackay stated the issue is a gang issue, not a BMX issue which stemmed from past lack of management of the Park.

Gray stated she intends to meet with Gayle-Erbe-Hamlin and the Police Department and would report at the next meeting.

The Replenishment Fund for the Marshall Building has been approved. Gray stated she will put the Board approval on the agenda for the next meeting.

Gray will be moderating a WFA Round Table on Ticketing and on a panel for signature events during the convention

The revised art for the Fair Entry Guide was passed around.

The "El Dorado Fair Park" logos were passed around for comment. Gray noted the "El Dorado Fair Park" domain name had been reserved. The next agenda will include these items.

X. DIRECTOR'S REPORT

**McGuire:**

How is the Race Track contract written; is it for a fixed period? Would like to ask Handy to assist with cleaning the Photovoltaic Panels since he is creating most of the dirt on the panels.

**O'Halloran:**

Agri-tourism is up 25%. It is a low cost outing for a family. Since the Fair is a low cost outing there should be more emphasis on Ag in our 2010 logo.

Avery suggested the juggler in the logo juggle apples, grapes, pears, etc.

O'Halloran stated Barsotti is happy with his solar panels. Would like to take a field trip to Barsotti's.

**Mackay:**

Orange County Fair is going on the auction block tomorrow. He also stated the reclassification of Fairs is a positive move.

**Kirk:**

Went by the Fair Office on Monday, the new setup looks great.

**Owen:**

Pass

**Avery:**

Went to the M.O.R.E. luncheon with Owen and was amazed with the attendance. It was a wonderful luncheon.

Gray stated she thought it was awesome!

**Forni-Feathers:**

Pass

**Denton:**

Pass

**Kobervig:**

Pass.

**Davis:**

Pass

XI. ELECTION OF OFFICERS

A. Report of nominating committee and election of 2010 Officers.

- Owen            President
- Avery           Vice-President
- Stek            Treasurer

O'Halloran moved, Forni-Feathers seconded; motion carried to approve.

XII. Adjourn 7:45 pm.

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Mike Owen, President

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Date

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Jody W. Gray, CEO

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Date