

JOHN C. WEIDMAN
ATTORNEY AT LAW

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MAY 4 10 28 AM '90

325 MAIN STREET
PLACERVILLE, CALIFORNIA 95667
TELEPHONE 622-5260

May 3, 1990

Mr. Jeevan Ahuja, Attorney
Fair Political Practices Commission
P. O. Box 807
Sacramento, CA 95804-0807

Re: Request for Formal Advice Letter No. 90-211
Under Section 83114 of the Government Code
Director Robert Mason
Director Louis J. Pierini
Director Steven J. Onysko
South Tahoe Public Utility District

Dear Mr. Ahuja:

This will acknowledge our extended conference calls on Monday, April 30, and Wednesday, May 2, regarding the above entitled matter.

You specifically inquired about the ownership of Director Robert Mason's office building.

Director Mason and his wife, Roberta, own the office building for Director Mason's architectural business as joint tenants and the building is not rented to the architectural business. Director Mason's business is a sole proprietorship. Director Mason deducts depreciation on the building improvements, and expenses for utilities, insurance, taxes, and repairs on the Profit and Loss Statements for his architectural business.

You also inquired about the single family residential designs that Director Mason has done since January 1, 1989. These do not total more than a dozen and I have previously advised that they are over 2,500 feet from the Redevelopment Boundary area.

None of the owners of the single family residential lots, for which Director Mason designed residences since January 1, 1989, had any interest whatsoever in real property or businesses within the Redevelopment Boundary area, nor have any connection with Redevelopment. Furthermore, none of these owners had any real property or business within 300 feet or within 2,500 feet of the Redevelopment Boundary area, nor have any connection with Redevelopment.

You further inquired about the population and/or sewer and water connection figures for the City of South Lake Tahoe and the entire District area, which encompasses a much larger area than the City of South Lake Tahoe, as I formerly advised you.

The Executive Director of the South Lake Tahoe Chamber of Commerce has advised me that the present population estimate for the City of South Lake Tahoe is approximately 22,000, and the present population estimate of the entire District from Emerald Bay south within El Dorado County and within the Lake Tahoe Basin is approximately 30,000.

Thank you for your inquiries in this matter.

Yours very truly,

A handwritten signature in cursive script that reads "John C. Weidman/jb".

JOHN C. WEIDMAN

JCW:jb

cc: Robert G. Baer
Kenneth C. Rollston

JOHN C. WEIDMAN
ATTORNEY AT LAW

325 MAIN STREET
PLACERVILLE, CALIFORNIA 95667
TELEPHONE 622-5260

March 8, 1990

Ms. Kathryn E. Donovan
General Counsel
Fair Political Practices Commission
P. O. Box 807
Sacramento, CA 95804-0807

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F.P.P.C.

Re: Request for Formal Advice Letter
Under Section 83114 of the Government Code
Director Robert Mason
Director Louis J. Pierini
Director Steven J. Onysko
South Tahoe Public Utility District

Dear Ms. Donovan:

The undersigned legal counsel for South Tahoe Public Utility District (DISTRICT), a local agency as defined under the Political Reform Act, requests a formal advice letter under Section 83114 of the Government Code from the Fair Political Practices Commission regarding Director Robert Mason, Director Louis J. Pierini, and Director Steven J. Onysko's participation in action relating to sewer and water capacity service charges, mitigation fees, and other conditions for service by the DISTRICT to the City of South Lake Tahoe Redevelopment Agency (AGENCY) Project No. 1. Directors Robert Mason, Louis J. Pierini, and Steven J. Onysko are elected Directors of South Tahoe Public Utility District, a local agency, as defined in the Political Reform Act. Director Robert Mason is also Chairman of the Board of Directors of DISTRICT.

Director Robert Mason has served as an elected Director of DISTRICT since 1984. Director Louis J. Pierini and Director Steven J. Onysko have served as elected Directors of DISTRICT since November 24, 1989.

DISTRICT, CITY, AND AGENCY

DISTRICT provides sewer service for collection, treatment, and disposal of sewage to approximately 17,000 connections. The DISTRICT also provides water service for approximately 12,000 connections. The DISTRICT boundaries extend from Emerald Bay on the north to the base of Luther Pass on Highway 89 on the south,

and the state line between California and Nevada on the east, at the south end of Lake Tahoe.

The City of South Lake Tahoe (CITY) is included within the boundaries of the DISTRICT, but its boundaries are far less in size than the DISTRICT.

The CITY formed the AGENCY for redevelopment of a defined area within a portion of CITY's boundaries, generally westerly of the above referred state line to the Ski Run Boulevard area. The AGENCY comprises only a part of the CITY boundaries.

The CITY Councilpersons are also the Directors of the AGENCY.

A map is attached showing the boundaries of the DISTRICT, CITY, and the AGENCY.

REDEVELOPMENT PROJECT NO. 1

The AGENCY has adopted a Redevelopment Plan for redevelopment of the area of the CITY within the boundaries of AGENCY. The plan is proposed to be implemented in two or more phases. The first phase is referred to as REDEVELOPMENT PROJECT NO. 1.

The following projects are included in REDEVELOPMENT PROJECT NO. 1:

- Tahoe Marina Hotel (298 Hotel rooms)
including Shops and Restaurants
- Embassy Suites (400 Hotel suite units)
- Some Affordable Housing
- Linear Parkway
- Wetlands Project
- Roadway and Drainage Improvements (Loop Road)

REDEVELOPMENT PROJECT NO. 1 will require 1,813 sewer units equivalent to 568 plus single family residential unit sewer requirements, and water service. A sewer unit is a measurement of estimated flow and strength of sewage connected to DISTRICT facilities.

Older motels are being acquired and destroyed by REDEVELOPMENT PROJECT NO. 1. The destroyed motels or motels to be destroyed currently required 1,813 sewer units, the number needed for REDEVELOPMENT PROJECT NO. 1.

Other projects or phases of redevelopment within its boundaries are planned and contemplated by the AGENCY. Some of these projects would require sewer and water service.

DISTRICT ACTION

The DISTRICT is required to furnish sewer and water service to REDEVELOPMENT PROJECT NO. 1 if facilities and capacity are available or can be made available. Facilities for sewer and water, and capacity for water, may be required for service.

The DISTRICT is required by law to charge the estimated cost of service. The DISTRICT sewer and water enterprises are required by law to be separate enterprises with separately accountable funds and charges for each enterprise. Charges from one enterprise fund cannot be used for expenses of the other enterprise.

The District has a Transfer of Sewer Unit Ordinance providing for the transfer of sewer units from a parcel upon which the development is destroyed to a new undeveloped or previously developed parcel requiring sewer units for service. There are certain conditions of transfer required under the Ordinance which some of the REDEVELOPMENT PROJECT NO. 1 may not be able to meet. The Transfer Ordinance provides that the Board of Directors of the DISTRICT may give relief from these conditions in its discretion.

The existing Transfer of Sewer Unit Ordinance was adopted in years past. The fee for transfer of the sewer units may or may not equal the estimated cost of sewer service for the sewer units transferred.

If the Transfer of Sewer Unit Ordinance is not applicable to all of the sewer service required for REDEVELOPMENT PROJECT NO. 1 and relief is not authorized by the DISTRICT Board of Directors where it is required to complete a transfer, a new connection for sewer service is required for some REDEVELOPMENT PROJECT NO. 1 Projects. The DISTRICT has established a capacity or connection charge for new sewer connections under a separate Ordinance. This charge may or may not be equal to the estimated cost of sewer service for REDEVELOPMENT PROJECT NO. 1 Projects.

The DISTRICT has no Transfer of Water Connection Ordinance. All water connections for development are treated as new connections. A capacity or connection charge has been established for each new connection depending upon the size. This capacity charge may or may not equal the estimated cost of water service to REDEVELOPMENT PROJECT NO. 1 Projects, including the cost of new facilities required for water service to these projects.

The payment of the estimated costs by AGENCY for REDEVELOPMENT PROJECT NO. 1 to DISTRICT for sewer and water service can be established through a Memorandum of Understanding Agreement executed by the DISTRICT Board of Directors and the

Directors of the AGENCY. The payment of the estimated costs by AGENCY can also be established by granting of relief from an existing DISTRICT Ordinance and amendment of an existing DISTRICT Ordinance authorized by the DISTRICT Board of Directors. Either procedure requires action by the Board of Directors of DISTRICT to charge the estimated cost and provide sewer and water service to REDEVELOPMENT PROJECT NO. 1.

The DISTRICT has five elected Directors. Section 16072 of the Public Utilities Code provides in part as follows:

"No Ordinance, Resolution, or Motion shall be passed or become effective without the affirmative votes of at least a majority of the Board."

Director Nat Sinclair has disqualified himself at this time under the Political Reform Act from participating in any Board action involving an MOU, Ordinances, Amended Ordinances, or relief from existing Ordinances which may apply to REDEVELOPMENT PROJECT NO. 1 or any other proposed Redevelopment Project.

Director Noel Walker has no financial interest in an MOU, Ordinances, Amended Ordinances, or relief from existing Ordinances affecting REDEVELOPMENT PROJECT NO. 1 or any other proposed Redevelopment Project.

DIRECTOR MASON'S ARCHITECTURAL SERVICES INCOME

Director Mason has been engaged in the architectural business for over 30 years at South Lake Tahoe. He is now completing an architectural services contract for the CITY for a shop on D Street, well over 2,500 feet from the AGENCY boundary and unconnected with REDEVELOPMENT PROJECT NO. 1 or any other future AGENCY Project. The amount of the contract was \$26,000.00. His work has been completed and payment has been made within the past month.

Director Mason will continue to perform occasional architectural services for the CITY on an as needed basis, but not in the AGENCY boundary or connected with REDEVELOPMENT PROJECT NO. 1 or any other future AGENCY Project. He has not performed any services for the AGENCY. Director Mason's employment on an as needed basis with the CITY commenced more than five years prior to his becoming a Director of the DISTRICT in January, 1984.

Director Mason does not have any clients outside the Redevelopment Boundary who have property within the Redevelopment Boundary that might need architectural services.

Director Mason has two clients within the Redevelopment boundaries.

Director Mason has been employed by the Lake Tahoe Inn, a motel of approximately 400 units with a restaurant, which is situate within the Redevelopment Boundary on Highway 50 near Embassy Suites, a proposed 400 unit suite hotel, part of REDEVELOPMENT PROJECT NO. 1.

From February 29, 1988 to July 2, 1988, and thereafter, rework to October 30, 1988, Director Mason was employed as an architect by the Lake Tahoe Inn. He received \$1,100.00 on July 29, 1988 and \$2,750.00 on January 23, 1989 for these services. The services involved joining a separate office building and a restaurant that was part of the motel, and taking out a breezeway to create a larger office.

After the AGENCY was formed and REDEVELOPMENT PROJECT NO. 1 was proposed, Director Mason was also employed for preliminary redesign of the front of the combined office and restaurant to conform to the REDEVELOPMENT PROJECT NO. 1 Embassy Suites architecture.

The Lake Tahoe Inn project was then placed on hold until Embassy Suites construction was finalized and pending AGENCY consideration of purchasing the Paul Kennedy's Steak House property contiguous to Lake Tahoe Inn. The driveway for entrance to the Lake Tahoe Inn and the driveway for entrance to Paul Kennedy's Steak House could be joined to create more parking for the Lake Tahoe Inn. Director Mason performed some preliminary services regarding joining the driveways.

Subsequently, the AGENCY advised that there were no funds to purchase Paul Kennedy's Steak House. The owners of the Lake Tahoe Inn are now negotiating with Paul Kennedy's Steak House for purchase and thereafter, join the two driveways.

The joinder of the office and restaurant is on hold pending Embassy Suites construction or failure to construct. The joinder of the driveways is on hold pending negotiations with Paul Kennedy's Steak House.

Director Mason has received \$325.00 on November 14, 1988 for the preliminary services of redesign of the front of the combined office and restaurant and the joinder of the two driveways.

The final decision by Lake Tahoe Inn as to joinder of the office and restaurant or joinder of the driveways is not dependent upon the DISTRICT providing sewer or water service to REDEVELOPMENT PROJECT NO. 1 or to the success or failure of REDEVELOPMENT PROJECT NO. 1. Lake Tahoe Inn is not included in REDEVELOPMENT PROJECT NO. 1, nor in any subsequent proposed Redevelopment Project.

Lake Tahoe Inn is less than 300 feet from the parcel of property upon which Embassy Suites will be constructed. Paul Kennedy's Steak House is contiguous to the parcel of property upon which Embassy Suites will be constructed.

It is not reasonably foreseeable that the value of Lake Tahoe Inn will increase or decrease by any specified amount as a result of the success or failure of REDEVELOPMENT PROJECT NO. 1 or dependent upon the DISTRICT providing sewer and water service to REDEVELOPMENT PROJECT NO. 1. Any increase or decrease would be speculative or problematic in either scenario.

Director Mason has been employed by Brooks Lodge on Highway 50 within the Redevelopment Boundary. Brooks Lodge is over 2,500 feet from the property parcel upon which Embassy Suites will be constructed. It is approximately 1,100 feet from the parcel upon which the Tahoe Marina Hotel will be constructed.

Brooks Lodge is not a part of REDEVELOPMENT PROJECT NO. 1 nor in any proposed Redevelopment Project.

Director Mason is providing electrical engineering and heat loss calculations for the installation of new heat pumps in the Brooks Lodge. There is no expansion or remodeling of Brooks Lodge. This work will be completed during the month of March, 1990 and Director Mason will be paid over \$250.00 following completion during the year 1990.

The final decision by Brooks Lodge is not dependent upon the DISTRICT providing sewer or water service to REDEVELOPMENT PROJECT NO. 1 or to the success or failure of REDEVELOPMENT PROJECT NO. 1. Brooks Lodge is not included in REDEVELOPMENT PROJECT NO. 1, nor in any subsequent proposed Redevelopment Project.

It is not reasonably foreseeable that the value of Brooks Lodge will increase or decrease by any specified amount as a result of the success or failure of REDEVELOPMENT PROJECT NO. 1 or dependent upon the DISTRICT providing sewer and water service to REDEVELOPMENT PROJECT NO. 1. Any increase or decrease would be speculative or problematic in either scenario.

Director Mason has done some work for Inn by the Lake within the last year which is over 2,500 feet from the Redevelopment Area Boundary, adding a garage and three tennis courts on top of the garage. This project had no connection with the REDEVELOPMENT PROJECT NO. 1 nor in any proposed Redevelopment Project.

Director Mason has done some residential designs over 2,500 feet from the Redevelopment Boundary which are not connected with REDEVELOPMENT PROJECT NO. 1 or any subsequent

proposed Redevelopment Project.

DIRECTOR MASON'S REAL AND PERSONAL PROPERTY

Director Mason owns the office building in which his architectural practice is situate, more than 2,500 feet from the Redevelopment Boundary.

The effect of REDEVELOPMENT PROJECT NO. 1 and any subsequent proposed Redevelopment Project will be substantially the same on Director Mason's office building as the effect on at least 25% of all properties which are within a 2,500 foot radius from his office. There are more than 10 properties under separate ownership within a 2,500 foot radius of Director Mason's office.

Director Mason also owns a residence more than 2,500 feet from the Redevelopment Boundary.

The effect of REDEVELOPMENT PROJECT NO. 1 and any proposed Redevelopment Project will be substantially the same on Director Mason's residence as the effect on at least 25% of all properties which are within a 2,500 foot radius from the boundaries of his residence. There are more than 10 properties under separate ownership within a 2,500 foot radius of Director Mason's residence.

Director Mason will receive income from his architectural practice unconnected with REDEVELOPMENT PROJECT NO. 1 or any proposed Redevelopment Project.

DIRECTOR MASON'S FORMAL ADVICE LETTER REQUEST

Assuming the facts set forth above in this request, can Director Robert Mason of South Tahoe Public Utility District participate in the making of a Board decision to furnish sewer and water service to the City of South Lake Tahoe, Redevelopment Agency Project No. 1, either through the execution of a Memorandum of Understanding Agreement or under relief from existing DISTRICT Ordinances and amendment of existing DISTRICT Ordinances?

DIRECTOR PIERINI'S BUSINESS INCOME

Director Pierini is an equal partner in the Lake Tahoe Coin & Bullion business. He has been an owner or equal partner in this business for more than five years. Lake Tahoe Coin & Bullion is a retail business. 70% of the gross profits are from retail jewelry sales over a 12 month average. These retail jewelry sales represent 30% of the gross sales. The remaining gross profits and gross sales are from sales of precious metals and coins that have numismatic and/or intrinsic value.

The retail cash (there is no credit, only 30 day layaway) customers average a minimum of 12 per day to a maximum of 40 to 50 per day. There are several thousand different cash customers each year.

None of the customers for gold, silver and other metals, or coins are connected in any way with REDEVELOPMENT PROJECT NO. 1 or any proposed Redevelopment Project.

As a result of REDEVELOPMENT PROJECT NO. 1, Director Pierini and his partner had to relocate their Lake Tahoe Coin & Bullion business after July 14, 1989, as more particularly hereafter set forth in the section entitled "Director Pierini's Real Property Interest in REDEVELOPMENT PROJECT NO. 1 Area".

As a further result of said required relocation, Director Pierini and his partner incurred \$15,000.00 in expenses in relocating their business, which expenses have not yet been recovered.

Also, the premises in which the business was relocated are not as favorable for retail jewelry and coin and bullion transactions as was the former location in the REDEVELOPMENT PROJECT NO. 1 area. Director Pierini and his partner's gross income will reasonably foreseeably decrease over \$20,000.00 annually because of the relocation required for REDEVELOPMENT PROJECT NO. 1. As a further result of said relocation, Director Pierini's net income from the business will reasonably foreseeably decrease at a minimum of \$5,000.00, but less than \$20,000.00, in the 12 months after relocation (i.e., July, 1989 to June, 1990). Projections of Director Pierini's net income beyond June, 1990 are uncertain.

Director Pierini's sole source of income is from his Lake Tahoe Coin & Bullion business. It is over \$10,000.00, but less than \$100,000.00 annually.

DIRECTOR PIERINI'S REAL PROPERTY INTEREST
IN REDEVELOPMENT PROJECT NO. 1 AREA

Director Pierini and his partner had a lease with Fantasy Inn Partnership for the Lake Tahoe Coin & Bullion business premises commencing February 21, 1984. The lease was extended through February 20, 1993.

The business premises were leased from Fantasy Inn Partnership and were part of a motel and business property which was one of the older motels being acquired and destroyed for REDEVELOPMENT PROJECT NO. 1.

Director Pierini and his partner were constructively evicted from their business premises on July 14, 1989 by

REDEVELOPMENT PROJECT NO. 1's acquisition of the Fantasy Inn property, including the Lake Tahoe Coin & Bullion premises, by destruction of the motel and utility services, and eventual destruction of the Lake Tahoe Coin & Bullion business premises.

The AGENCY secured an Order for Immediate Possession of the Lake Tahoe Coin & Bullion premises against Director Pierini and his partner. The latest effective date of the Order for Immediate Possession was October 5, 1989. Under Code of Civil Procedure Section 1265.140, the termination of the lease occurred no later than October 5, 1989 when the AGENCY was authorized to take possession of the property.

Director Pierini and his partner relocated their Lake Tahoe Coin & Bullion business more than 2,500 feet from the Redevelopment Boundary after July 14, 1989.

The effect of REDEVELOPMENT PROJECT NO. 1 and any subsequent proposed Redevelopment Project on the value of Director Pierini's relocated leased premises will be substantially the same as the effect on at least 25% of all properties which are within a 2,500 foot radius from his business premises. There are more than 10 properties under separate ownership within a 2,500 foot radius of Director Pierini's relocated business premises.

DIRECTOR PIERINI'S LITIGATION WITH AGENCY AND CITY

Director Pierini and his partner are currently engaged in seeking compensation for their terminated leasehold interest from AGENCY and Fantasy Inn Partnership in an eminent domain proceeding. Director Pierini and his partner have cross-complained for tort damages against Fantasy Inn Partnership, AGENCY, and CITY in the eminent domain proceeding as a result of the manner in which they were constructively evicted. The legal action is still pending.

The compensation and damages, if any, that Director Pierini and his partner may receive through settlement or Judgment in the pending legal action are not dependent upon the success or failure of REDEVELOPMENT PROJECT NO. 1, or any other proposed Redevelopment Project, or dependent upon the DISTRICT providing sewer and water service to REDEVELOPMENT PROJECT NO. 1.

DIRECTOR PIERINI'S REAL PROPERTY

Director Pierini owns a home and vacant lot over 2,500 feet from the Redevelopment Boundary.

The effect of REDEVELOPMENT PROJECT NO. 1 and any subsequent proposed Redevelopment Project will be substantially the same on Director Pierini's residence and vacant lot as the effect on at least 25% of all properties which are within a 2,500 foot

radius from the boundaries of his residence. There are more than 10 properties under separate ownership within a 2,500 foot radius of Director Pierini's residence.

DIRECTOR PIERINI'S FORMAL ADVICE LETTER REQUEST

Assuming the facts set forth above in this request, except with respect to Director Robert Mason and Director Steven J. Onysko, can Director Louis J. Pierini of South Tahoe Public Utility District participate in the making of a Board decision to furnish sewer and water service to the City of South Lake Tahoe, Redevelopment Agency Project No. 1, either through the execution of a Memorandum of Understanding Agreement or under relief from existing DISTRICT Ordinances and amendment of existing DISTRICT Ordinances?

DIRECTOR ONYSKO'S SOURCE OF INCOME

Director Steven J. Onysko's sole source of income is from Jere E. Williams & Associates. Director Onysko is a Professional Engineer and is employed on a salary basis by Jere E. Williams & Associates, an engineering firm in Round Hill, Nevada.

Director Onysko is not entitled to profit sharing, bonus, or retirement benefits. He only has a fixed salary.

JERE E. WILLIAMS & ASSOCIATES ORGANIZATION

Jere E. Williams & Associates is an engineering firm with eight Engineers. It is a sole proprietorship owned by Jere E. Williams individually. There are other support personnel and the total employees exceed ten.

JERE E. WILLIAMS & ASSOCIATES BUSINESS ACTIVITIES

Jere E. Williams & Associates is currently under contract with the City of South Lake Tahoe, not the AGENCY, for engineering work on the Loop Road Project. The Loop Road Project is a part of the REDEVELOPMENT PROJECT NO. 1. The contract is a joint venture with Lumos & Associates, Inc. and other engineering, environmental and architectural firms. The contract is not complete.

The total amount of the Lumos & Associates contract was \$482,073.00 for the first phase. Jere E. Williams & Associates' share of the work and proceeds of the first phase of said contract exceeds \$50,000.00, but will not exceed \$100,000.00.

Director Onysko is not involved with this project in the Jere E. Williams & Associates office. He performs other services.

The Loop Road Project will require the relocation of utilities, including water and sewer lines. Where water and sewer lines are in City streets, they are by permit. The law requires that the DISTRICT relocate these lines at the DISTRICT expense when the utilities interfere with the Loop Road Project.

The proposed Memorandum of Understanding provides that the AGENCY would pay the expense of utility line relocation for the Loop Road Project. The cost could be substantial, perhaps up to \$50,000.00 or more.

The work of Jere E. Williams & Associates on the Loop Road Project consists primarily of site condition work, coverage requirements, calculations, grading, and compliance with the Tahoe Regional Planning Agency regulations. The work is not yet complete.

Jere E. Williams & Associates also bids on City of South Lake Tahoe projects from time to time, although it currently has no such projects under contract. It recently bid a golf course well project, but the City decided on other alternatives, rather than proceeding with the golf course well project.

The primary work of Jere E. Williams & Associates is for public agencies. Most of the public agency work is on the Nevada side of Lake Tahoe, although it does do public agency work on the California side of Lake Tahoe, and within the DISTRICT. It also does some private engineering.

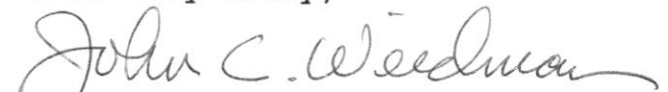
DIRECTOR ONYSKO'S REAL PROPERTY INTEREST

Director Onysko owns no real property.

DIRECTOR ONYSKO'S FORMAL ADVICE LETTER REQUEST

Assuming the facts set forth above in this request, except with respect to Director Robert Mason and Director Louis J. Pierini, can Director Steven J. Onysko of South Tahoe Public Utility District participate in the making of a Board decision to furnish sewer and water service to the City of South Lake Tahoe, Redevelopment Agency Project No. 1, either through the execution of a Memorandum of Understanding Agreement or under relief from existing DISTRICT Ordinances and amendment of existing DISTRICT Ordinances?

Yours very truly,




JOHN C. WEIDMAN
Attorney for South Tahoe
Public Utility District

JCW:jb


I concur in the Formal Advice Letter Request under Section 83114 of the Government Code and in the facts set forth in this request letter, except with respect to Director Louis J. Pierini and Director Steven J. Onysko. I authorize the Fair Political Practices Commission to issue a Formal Advice Letter with respect to the question submitted insofar as it affects my ability to act as an elected Director of South Tahoe Public Utility District.

Dated: March 14, 1990


ROBERT MASON, Director,
South Tahoe Public Utility
District and Chairman of the
Board of Directors

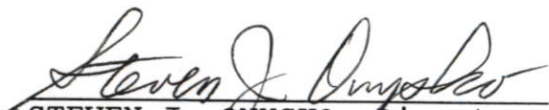
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Dated: March 14, 1990


LOUIS J. PIERINI, Director
South Tahoe Public Utility
District

I concur in the Formal Advice Letter Request under Section 83114 of the Government Code and in the facts set forth in this request letter, except with respect to Director Robert Mason and Director Louis J. Pierini. I authorize the Fair Political Practices Commission to issue a Formal Advice Letter with respect to the question submitted insofar as it affects my ability to act as an elected Director of South Tahoe Public Utility District.

Dated: March 14, 1990


STEVEN J. ONYSKO, Director
South Tahoe Public Utility
District