



Livermore Area  
Recreation & Park District  
*An independent special district*

## LIVERMORE AREA RECREATION AND PARK DISTRICT

### MINUTES

**WEDNESDAY, DECEMBER 12, 2018**

ROBERT LIVERMORE COMMUNITY CENTER  
4444 EAST AVENUE, LIVERMORE, CALIFORNIA

### REGULAR MEETING

7:00 P.M.

DIRECTORS PRESENT: Directors Furst, Pierpont, Palajac, Wilson and Chair Faltings  
DIRECTORS ABSENT: None  
STAFF MEMBERS PRESENT: Mathew Fuzie, Patricia Lord, Linda Van Buskirk,  
Jeffrey Schneider, Tom Doyle, Bruce Aizawa,  
Rod Attebery

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#### 1. CALL TO ORDER – ROLL CALL – PLEDGE OF ALLEGIANCE

Chair Faltings called the meeting to order at 7:02 p.m. All Directors were present.

#### 2. PUBLIC COMMENT None

#### 3. CONSENT ITEMS

- 3.1 Minutes of the Regular Board Meeting of November 14, 2018
- 3.2 General Manager's Monthly Report (#72-05)

Moved by Director Wilson, seconded by Director Palajac, approved the Consent Agenda, by the following voice roll call vote:

AYES: *Pierpont, Palajac, Wilson, Furst, and Chair Faltings*  
NOES: *None*  
ABSTENTIONS: *None*  
ABSENT: *None*

**4. DISCUSSION AND ACTION ITEMS**

**4.1 ADOPTION OF MITIGATED NEGATIVE DECLARATION AND ADOPTION OF WILLIAM (BILL) J. PAYNE SPORTS PARK MASTER PLAN**

Chair Faltings stated the Board of Directors will consider adopting the Final Initial Study and Mitigated Negative Declaration; adopting the Mitigation Monitoring and Reporting Program and Findings; and adopting the 2018 William J. Payne Sports Park Master Plan with proposed revisions.

AGM Lord introduced the consultant team from RRM Design Group - April Miller, Associate Designer, and Lief McKay, Principal. Ms. Miller began the presentation which highlighted the project overview and goals of the Master Plan established. She summarized the public input gathered from a community online survey and multiple public workshops. The Final Preferred Plan was presented after receiving public and District input.

Director comments and questions included: Clarification on page 7 of the Master Plan to indicate that the Livermore Area Recreation and Park District is an “independent special district”; disagreement with the statement on pages 15/16 at Question 8 that “sports fields should be locked when not in permitted use because it will result in better quality fields” because it is in opposition to the survey results shown on page 51; the choice to use synthetic fields in conjunction with lighted sports fields based on the online survey, workshops, and stakeholder input; real grass vs. synthetic turf; bike use to move to Sunken Gardens to balance facilities; covered futsal courts to maximize usage; concession stand eliminated as those function best at a baseball complex, generally for fundraising; clarification that ingress and egress of parking lots is addressed in the IS/MND and can be further discussed with the City of Livermore while addressing any concerns during the permitting process; the Master Plan can be approved with conditions as long as they comply with CEQA documents. Chair Faltings thanked RRM Design Group for their presentation.

Chair Faltings opened public comment. Mr. Mike Ralph, a Livermore resident, addressed the Board on behalf of the bike community. He stated they are sad to see the potential loss of the BMX track. They do look forward to its replacement, upgrade or relocation to the Sunken Gardens.

Chair Faltings closed public comment.

Further discussion ensued regarding the availability of multi-use space in the Master Plan, and community outreach and how data is gathered. Legal Counsel Rod Attebery stated the IS/MND documents have been thoroughly reviewed and there are no significant, unavoidable impacts that could not be mitigated. Lief McKay introduced Mary Bean with First Carbon Solutions, who was available in the audience to answer any technical questions. Concerning the Public Comments Summary on page 1, Director Furst stated the name of the District is written incorrectly and asked for a correction; under FCS Responses on right side of page 1, third paragraph, LARPD is not the “Livermore Park and Recreation District”; in the CEQA documents it states that the athletic field lighting was shut off promptly at 10 p.m. and at the same time the parking lot lighting was shut off at 10 pm. He expressed concern that anybody leaving the fields would walk to their car in

the dark, which is not safe nor logical. Vicki Wiedenfeld, Recreation Supervisor, explained further that although field lights are set to go off at 10 p.m., the parking lot lights will stay on for at least another 45 minutes to an hour to safely allow people to leave. They can be controlled separately. Mr. Attebery recommended that an errata sheet be prepared for both the Master Plan and the Final Initial Study and attached to address any typographical errors as identified. Ms. Bean addressed Director Furst's questions regarding how criteria is defined to determine significant through less than significant impacts in CEQA mitigation documents, specifically those in the Final IS/MND document at pages 36-37 regarding Cultural and Tribal Cultural Resources, and on page 68 Public Services.

Moved by Director Palajac, seconded by Chair Faltings, adopted Resolution No. 2649, adopting the Final Initial Study and Mitigated Negative Declaration; adopted Resolution No. 2650, adopting the Mitigation Monitoring and Reporting Program and Findings; and adopted Resolution No. 2651, adopting the 2018 William J. Payne Sports Park Master Plan, with errata sheet, by the following roll call vote:

AYES:	<i>Wilson, Furst, Pierpont, Palajac, and Chair Faltings</i>
NOES:	<i>None</i>
ABSTENTIONS:	<i>None</i>
ABSENT:	<i>None</i>

Chair Faltings called for a brief recess at 7:58 p.m. Chair Faltings called the meeting back to order at 8:04 p.m.

#### **4.2 SUNSET PARK PLAYGROUND CONCEPTUAL PLAN**

Chair Faltings stated the Board will consider approving the conceptual plan for the Sunset Park Playground.

AGM Lord introduced the RRM Design Group team Lief McKay, Principal, and Julian Simeoni, Sr. Landscape Architect. Mr. McKay gave a presentation on the conceptual design plans that resulted from the community outreach events held for the Sunset Park Playground project. Director Palajac recused herself from voting on the item, because she lives within 500 feet of the park.

Director comments and questions included: Director Palajac did attend a community meeting and was pleased that so many neighbors brought their children, who expressed very detailed reasons for selecting their choice of playground options. Additional questions were asked of the age groups represented in the playground options; legal liability or safety concerns; a number count of people attending the outreach meetings to be relayed in staff reports; staff and consultant recommendations for the various options presented; the benefits of engineered wood vs. poured in place rubber; health of various trees located in or near the playground area.

Chair Faltings opened public comment. Mr. Terry McCune, a Livermore resident in the Sunset East neighborhood, addressed the Board. He urged the Board to accept the Staff's recommendation. He discussed the feral cat problem in the Sunset Park area, especially near the creek, and advocated for the poured in place rubber product for the playground area. Chair Faltings thanked Mr. McCune and then closed public comment.

Staff recommends Option #3 to approve concept design #2 and authorize the General Manager to develop plans and specifications within the original authorized budget for Sunset Park playground, with the prior effort removed and written off as process. The General Manager believes the inclusion of poured in place rubber can be accomplished within the original budget, re-established at \$1,200,000, and allow the project to proceed to a successful outcome.

Moved by Director Furst, seconded by Director Pierpont, approved the conceptual plan for the Sunset Park Playground, accepting Option #3 (concept Option #2 with the alternate of pour in place material and the restoration of the original budget to \$1,200,000), by the following voice vote:

AYES:	<i>Wilson, Furst, Pierpont, and Chair Faltings</i>
NOES:	<i>None</i>
RECUSALS:	<i>Palajac</i>
ABSTENTIONS:	<i>None</i>
ABSENT:	<i>None</i>

#### **4.3 AWARD OF CONTRACT FOR THE CONSTRUCTION OF THE RAVENSWOOD HISTORIC SITE PORCH REPLACEMENT PROJECT, LARPD PROJECT NO. 209**

Chair Faltings stated the Board of Directors will consider accepting the bid and awarding the contract for the Ravenswood Historic Site (Main House) Porch Replacement Project.

Bruce Aizawa, Parks and Facilities Manager, presented the staff report, including a bid analysis and review. The project bid had been previously discussed with the Facilities Committee at its December 5, 2018 meeting. Mr. Aizawa reported that ELLA's bid came in less than the Engineer's Estimate.

Director comments and questions included: Clarification that two bids were received, one was deemed non-responsive. There are two porches at Ravenswood; this project is regarding the main house porch. The City owns Ravenswood. Director Furst asked for clarification as to why LARPD is paying for a City-owned facility when we have an agreement in place? Staff responded that the City's option was to use AB 1600 funds for the work.

GM Fuzie stated that this expenditure will put the District dangerously close to expenditure of the entire amount of the project for Ravenswood. It is anticipated that the amount of remaining funds will need to be increased for the main house roof at a later time. This item will be placed into next year's new CIP cycle for AB 1600 funds.

Chair Faltings opened public comment. No public comment. Closed public comment.

Moved by Director Wilson, seconded by Chair Faltings, adopted Resolution No. 2652, accepting the bid and awarding the construction contract for the Ravenswood Historic Site (Main House) Porch Replacement Project to ELLA, in the amount of \$354,000.00, by the following roll call vote:

AYES:	<i>Wilson, Furst, Pierpont, Palajac, and Chair Faltings</i>
NOES:	<i>None</i>
ABSTENTIONS:	<i>None</i>

ABSENT: *None*

#### **4.4 BOARD MEETING SCHEDULE FOR 2019**

Chair Faltings stated that the Board will set the time and place for Board meetings and adopt a Meeting Schedule for 2019.

GM Fuzie presented the staff report which listed proposed meeting dates to be conducted on the second and last Wednesday of each month at 7:00 p.m. at the Robert Livermore Community Center. Industry trainings, holidays and community events have been taken into consideration, so there may be some exceptions to the regular schedule due to date conflicts. He pointed out that the three Public Meetings in Parks have been suggested to be held on the second regularly scheduled meeting date in the months of July, August and September.

Discussion ensued regarding the proposed dates. Thursday, October 10<sup>th</sup> was chosen as the first meeting in October, because October 8-9 is Yom Kippur. Board consensus was that two regular meetings per month are needed to take care of business in addition to the Public Meetings in Parks, which are viewed more as an outreach event, yielding a different type of communal feedback from the public. Therefore, it was suggested that Meetings in the Park be tentatively scheduled on July 24, August 21, and September 18, 2019. Director Pierpont stated he would support meeting days other than Wednesdays.

Moved by Director Furst, seconded by Director Palajac, set the time and place for Board meetings and adopted a 2019 Meeting Schedule, as amended, by the following voice vote:

AYES: *Wilson, Furst, Pierpont, Palajac, and Chair Faltings*  
NOES: *None*  
ABSTENTIONS: *None*  
ABSENT: *None*

#### **4.5 ANNUAL BOARD POLICY MANUAL REVIEW**

Chair Faltings stated that the Board will discuss whether it wishes to make any revisions to the Board Policy Manual. She suggested that if the Board has any items, or a list of items, that those be brought back to a future meeting as a cohesive draft. Board members suggested revisions regarding Board stipends, and to Policy 4040 Board Chair and Vice Chair to consider clarification to 6h to add "Legal Counsel" instead of "other Board employees". The Mandatory Requirements section of Policy 4050 was discussed to clarify if a board member must own property within the District. Continuing with the opening statement by Chair Faltings, Legal Counsel Rod Attebery suggested that any suggested revisions be listed and sent to him. Legal Counsel will then gather the revisions, respond to any questions, and the suggested items will then come back to the Board for discussion.

#### **4.6 ELECTION OF BOARD OFFICERS FOR 2019**

Chair Faltings stated the Board will elect a Chair and Vice Chair of the Board of Directors for calendar year 2019. She added that Board policy stipulates who the incoming Chair and Vice Chair will be according to a set of criteria.

Moved by Director Pierpont, seconded by Director Wilson, accepted the policy rotation so that Vice Chair Furst will serve as Chair of the Board of Directors for 2019, and that Director Palajac will serve as Vice Chair of the Board of Directors for 2019, by the following unanimous voice vote:

AYES:	<i>Wilson, Furst, Pierpont, Palajac, and Chair Faltings</i>
NOES:	<i>None</i>
ABSTENTIONS:	<i>None</i>
ABSENT:	<i>None</i>

**5. COMMITTEE REPORTS**

- 1) Director Palajac reported on the Finance Committee meeting of November 29, 2018.
- 2) Chair Faltings reported on the Intergovernmental Liaison Committee meeting of November 15; and the Facilities Committee meeting of December 5, 2018.
- 3) Director Palajac reported on the Livermore Downtown, Inc. meeting of December 10, 2018 where they rode the Wine Trolley and viewed Christmas lights in the area.
- 4) Director Furst reported on the Livermore Downtown, Inc. meeting, which he attended in place of Director Palajac, on November 20, 2018. He also reported on the Intergovernmental Liaison Committee meeting of November 15, where the Trail T6 connector was discussed.
- 5) Director Wilson reported on Chamber of Commerce Business Alliance meeting held on December 5<sup>th</sup>, which she attended on behalf of Director Furst. She also reported on the December 5<sup>th</sup> Livermore Cultural Arts Council meeting, and the December 6<sup>th</sup> Personnel Committee meeting.

**6. MATTERS INITIATED/ANNOUNCEMENTS BY THE DIRECTORS**

Chair Faltings announced that the Ravenswood Victorian Yuletide held on Sunday, December 9<sup>th</sup> was a very successful event. The Yuletide community event featured beautiful Victorian decorations, music by guitarist and former General Manager Tim Barry, a Holiday Gift Shop, woodcarving demonstrations by the Tri-Valley Carvers and St. Nicholas for the children. She thanked the staff members and volunteers who helped make the event such a success.

**7. MATTERS INITIATED/ANNOUNCEMENTS BY THE GENERAL MANAGER**

GM Fuzie reported that the Juan Bautista De Anza National Historic Trail signs are being installed along the Sycamore Grove Park trail route. LARPD has received a certificate from the National Park System certifying the trail section with Sycamore Grove Park.


**8. ADJOURNMENT**

Chair Faltings thanked everybody for her enjoyable year as Chair. She then adjourned the meeting at 9:23 p.m.

APPROVED,

  
Maryalice Summers Faltings  
Chair, Board of Directors

ATTEST:

  
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Mathew Fuzie  
General Manager and  
Ex-officio Clerk to the Board of Directors