



Livermore Area
Recreation and Park District
An independent special district

**LIVERMORE AREA RECREATION AND PARK DISTRICT
MINUTES**

REGULAR MEETING of the BOARD OF DIRECTORS

WEDNESDAY, JUNE 26, 2019

7:00 P.M.

ROBERT LIVERMORE COMMUNITY CENTER
4444 EAST AVENUE, LIVERMORE, CALIFORNIA

DIRECTORS PRESENT: Directors Faltings, Palajac, Pierpont, Wilson and Chair Furst

DIRECTORS ABSENT: None

STAFF MEMBERS PRESENT: Fred Haldeman, Patricia Lord, Jeffrey Schneider, Linda VanBuskirk, Monica Streeter

MEMBERS OF THE PUBLIC: Kirby Wong, Arthur Hull.

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

Chair Furst called the meeting to order at 7:00 p.m. All Directors were present. Chair Furst led the Pledge of Allegiance.

2. PUBLIC COMMENT:

Kirby Wong, a Livermore resident and pickleball player, addressed the Board regarding the increasing popularity of the sport of pickleball in the Livermore area. He introduced Art Hull, who was in the audience, and has also spoken on the need for more courts to accommodate the growing sport at both the Finance and Facilities Committees meetings during their Public Comment period. Mr. Wong expressed concern that the recreational facilities must keep up with the demand, and he encouraged the Board to consider converting some of LARPD's current tennis courts into pickleball courts, as was recently completed at Livermore Downs Park. He stated he will be presenting similar comments to the elementary, middle and high schools.

Chair Furst directed Staff to bring this matter to an upcoming Facilities Committee meeting as an agenda item. Assistant General Manager Patricia Lord agreed that this will be scheduled and that Mr. Wong will be notified of the meeting. She commented

that LARPD has hosted tournaments which have attracted people throughout California and even out of state for this exciting sport that is growing in popularity.

3. PRESENTATION

3.1 OVERVIEW OF FACILITIES MAINTENANCE AND eMAINT SYSTEM

The Board received a presentation on Facilities Maintenance (including park maintenance and open space maintenance) and the eMaint System from Facilities Maintenance Supervisor, Fred Haldeman. Mr. Haldeman responded to Board questions about the integration of the Kayuga study with the eMaint System, and the ability to interface with the public via the website. Mr. Haldeman reported that it is a great communication tool which lets the public know when their issue has been received (their concerns have been heard), and again once the issue addressed has been completed. The Board thanked Mr. Haldeman for the presentation and expressed their appreciation.

4. CONSENT ITEMS (Motion)

4.1 Approval of the Minutes of the Budget Workshop and Regular Board Meeting of June 12, 2019

Chair Furst stated a redlined version of the minutes showing minor corrections suggested by Director Palajac and Chair Furst were provided to the Board and staff.

Moved by Director Faltings, seconded by Director Palajac approved the Consent Agenda, with corrections as noted, by the following voice vote:

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

5. DISCUSSION AND ACTION ITEMS

5.1 PUBLIC HEARING: FISCAL YEAR 2019-2020 FINAL OPERATING BUDGET

ASM Lord introduced Administrative Services Manager Jeffrey Schneider and Financial Analyst Julie Dreher to present the staff report. ASM Schneider stated the Fiscal Year 2019-2020 Preliminary Operating Budget was adopted on June 12, 2019, after being reviewed in detail at the June 12, 2019 Budget Workshop. Since that meeting, Staff incorporated the recommended changes, which were then reviewed in detail with the Finance Committee at its June 17, 2019 meeting. The FY 2019-20 Final Operating Budget books were distributed with the agenda packet. ASM Schneider highlighted the changes, which amount to a total of \$90,654 in expense increases vs. the Preliminary Budget. The revisions leave the district with a contingency in the recommended Final Budget of \$431,079. The Total Operating Revenues will amount to \$23,511,913, or 5% above the prior year. Staff recommends approval of the Final Operating Budget.

A public hearing was held to receive public comment. Chair Furst opened public comment. No public comments were received. Closed public comment.

Moved by Director Palajac, seconded by Director Faltings, adopted Resolution No. 2667, adopting the Final Operating Budget for Fiscal Year 2019-2020, by the following roll call vote:

AYES: *Directors Wilson, Palajac, Pierpont, Faltings, and Chair Furst*

NOES: *None*

ABSTENTIONS: *None*

ABSENT: *None*

5.2 PUBLIC HEARING: FISCAL YEARS 2019-2022 FINAL CAPITAL IMPROVEMENT PLAN BUDGET

Chair Furst stated the Fiscal Years 2019-2022 Preliminary Capital Improvement Plan Budget was adopted on June 12, 2019. AGM Lord introduced ASM Jeffrey Schneider and Financial Analyst Julie Dreher to present the staff report on the recommended Final Capital Improvement Plan Budget.

ASM Schneider recognized the efforts of LARPD's management team, including Financial Analyst Julie Dreher, for the preparation of the Final Operating and CIP Budgets. He reported that since the Board approved the Preliminary CIP Budget, and minor revisions were reviewed with the Finance Committee on June 17, 2019, the Final CIP Budget was prepared accommodating certain adjustments in timing of spend, as shown on page 2 of the staff report. Mr. Schneider acknowledged that a Board workshop to further explore the CIP planning processes will be conducted in the fall of 2019. Staff recommends approval of the Final Capital Improvement Plan Budget.

A public hearing was held to receive public comment. Chair Furst opened public comment. No public comments were received. Closed public comment.

Director comments/discussion included: Appreciation for the excellent work by Staff to present a report with such clarity; a question on page 4 of the staff report was raised asking why only one of the four Priority B Projects had any money associated with it. ASM Schneider explained that these projects have been on the Priority B list for some time, and during conversations at Committee and Board levels, it was decided not to remove them from that list, but instead to discuss the process further during the upcoming Board workshop when the Board will discuss the District's approach to CIP projects.

Moved by Director Wilson, seconded by Director Pierpont, adopted Resolution No. 2668, adopting the Final Capital Improvement Plan Budget for Fiscal Years 2019-2022, by the following roll call vote:

AYES: *Directors Palajac, Pierpont, Faltings, Wilson, and Chair Furst*

NOES: *None*

ABSTENTIONS: *None*

ABSENT: *None*

5.3 PUBLIC HEARING: CERTIFICATION OF MITIGATED NEGATIVE DECLARATION AND ADOPTION OF ZONE 7 TRAIL PROJECT

AGM Lord provided a brief background on the project. She reported that the Board approved the Zone 7 Trail Project, also known as the Patterson Ranch Trail, with an approved budget of \$117,000. Funding was designed to conduct the Initial Study and Mitigated Negative Declaration in compliance with the California Environmental Quality Act (CEQA). This project is consistent with the objectives listed in the 2016 LARPD Parks, Recreation, and Trails Master Plan, and the path will connect existing trails in Sycamore Grove Park which run through the Zone 7 property. AGM Lord stated that WRA Environmental Consultants prepared a Mitigated Negative Declaration for the Zone 7 Trail. The Draft Initial Study/Mitigated negative Declaration was circulated for a minimum of 30 days for public comment and closed on May 24, 2019. No public comments were received.

AGM Lord introduced Rachael Carnes, Environmental Planner, and Jonathan Hidalgo, Senior Associate Environmental Planner with WRA Consultants. As they prepared to give a brief presentation on the project and address any technical questions, Chair Furst asked for clarification in the staff report regarding funding for installation of access gates and to conduct the IS/MND. He asked if a funding breakdown was available showing how much went to WRA and how much was left for the gates. AGM Lord replied that approximately \$20,000 is earmarked for the gates. Mr. Hidalgo and Ms. Carnes addressed the Board and responded to questions regarding the design of the path and any potentially significant environmental impacts along with feasible mitigation measures, identified in the Initial Study. Ms. Carnes reported that it was found that all impacts could be mitigated to a less-than-significant level. Next steps were discussed with the Board:

- Adopt the Mitigated Negative Declaration and
- Consider approval of the Project

Staff recommended the Board certify the Final Initial Study and Mitigated Negative Declaration; adopt the Mitigation Monitoring and Reporting Program and Findings; adopt the Zone 7 Trail Project, and authorize the General Manager to enter into an agreement with Zone 7 Water Agency for the Project. A public hearing was held to receive public comment. Chair Furst opened public comment. No public comments were received. Closed public comment.

Director comments/discussion included: Chair Furst stated that a map was left on the dais for the Board to review. He would like the map included in the document as "Figure 1.1" because it clearly shows where the trails are going in relation to Sycamore Grove and the Sycamore Grove extension through the Zone 7 property. He asked for a modification to the motion to include the modification of the addition of the map as Figure 1.1.

Moved by Director Pierpont, seconded by Director Faltings, adopted Resolution No. 2669, certifying the Final Initial Study and Mitigated Negative Declaration, including the addition of the aforementioned map as Figure 1.1; adopting the Mitigation Monitoring and Reporting Program and Findings; adopting the Zone 7

Trail Project, and authorizing the General Manager to enter into an agreement with Zone 7 Water Agency for the Project, by the following roll call vote:

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

5.4 ESTABLISHING THE FISCAL YEAR 2019-20 ANNUAL APPROPRIATIONS LIMIT

Chair Furst stated that the Board would consider approving a resolution establishing the FY 19-20 Annual Appropriations Limit at \$23,055,595.

ASM Schneider presented the staff report and explained that the appropriations limit is a result of the 1979 Gann Spending Limitation Initiative. It is a calculation done each year that mandates an appropriation limit on the amount of tax proceeds that State and most local government jurisdictions may appropriate within a fiscal year. Staff recommends approval of the FY 19-20 Annual Appropriations Limit. The approved Preliminary FY 19-20 Budget includes \$12,600,400 in tax proceeds, which is \$10,455,195 less than the appropriation limit of \$23,055,595.

Chair Furst opened public comment. No public comments were received. Closed public comment.

Moved by Director Wilson, seconded by Director Palajac, adopted Resolution No. 2670, establishing the FY 19-20 Annual Appropriations Limit at \$23,055,595, by the following roll call vote:

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

5.5 LARPD CONTRIBUTION TO THE ALAMEDA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION 401(h) SUB-ACCOUNT FOR RETIREES' MEDICAL FOR THE 2019-2020 FISCAL YEAR

Chair Furst stated that the Board would consider approving a resolution authorizing the funding of the 401(h) Sub-Account for Retirees' Medical with the Alameda County Employees' Retirement Association (ACERA) in the amount of \$307,750.19 for the 2019-2020 Fiscal Year.

ASM Schneider presented the staff report which detailed funding of tax-free health benefits for LARPD retirees who are enrolled in an ACERA-sponsored medical plan. Staff recommends the District continue to support this plan with the help of ACERA administration of it.

Chair Furst opened public comment. No public comments were received. Closed public comment.

Moved by Director Palajac, seconded by Director Wilson, adopted Resolution No. 2671, authorizing the funding of the 401(h) Sub-Account for Retirees' Medical with the Alameda County Employees' Retirement Association (ACERA) in the amount of \$307,750.19 for the 2019-2020 Fiscal Year, by the following roll call vote:

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

5.6 INTERGOVERNMENTAL JOINT AGENCY RESOLUTION IN SUPPORT OF TOBACCO-FREE AND VAPING-FREE SCHOOLS AND COMMUNITY

Chair Furst stated that the Board would consider adopting a resolution approving an Intergovernmental Joint Agency Resolution in Support of Tobacco-free and Vaping-free Schools and Community.

AGM Lord presented the staff report which provided background information on the District's policy and ordinance relating to the unlawful use of tobacco (or tobacco-like products) while on any property owned and/or operated by the District. The Board reviewed both LARPD Policy No. FAC-05-1947 entitled "Smoking and Tobacco Product Policy" and the District's Ordinance No. 8 at Rules and Regulations, Section 519, addressing the item. In addition to these, AGM Lord stated that Staff's recommendation was that the Board approve a joint resolution between the City of Livermore, Livermore Valley Joint Unified School District (LVJUSD), Las Positas College, and Livermore Area Recreation and Park District as outlined in Attachment C of the staff report.

Chair Furst stated that the city council had adopted this resolution at its recent council meeting on Monday. He further reported that at the June 13, 2019 Intergovernmental Committee meeting, the consensus was that all would review the document with their boards and potentially approve the joint resolution.

Chair Furst opened public comment. No public comments were received. Closed public comment.

Director comments/discussion included: Directors Wilson and Faltings discussed the timeliness of this topic, as noted by the amount of press the city council has received in newspapers and television. Directors spoke on the importance of making the statement together, as part of a greater group, on the vaping/smoking issue.

Moved by Director Faltings, seconded by Director Pierpont, adopted Resolution No. 2672, approving an Intergovernmental Joint Agency Resolution in Support of Tobacco-free and Vaping-free Schools and Community, by the following roll call vote:

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

6. COMMITTEE REPORTS

- 1) Director Wilson reported on the June 20, 2019 Facilities Committee meeting. She asked staff if LARPD has a date set yet for the Pleasure Island Park ribbon cutting ceremony. AGM Lord stated that there is not a date set, but it is anticipated to be sometime in early August.
- 2) Director Palajac reported on the June 13, 2019 Personnel Committee meeting.
- 3) Director Palajac reported on the June 13, 2019 Intergovernmental Committee meeting, where the major topic was the anti-vaping resolution, which the Board just passed.
- 4) Director Palajac reported on the June 18, 2019 Livermore Downtown, Inc. meeting re: grant from the City to activate a space on First Street over a 1-year time period.
- 5) Chair Furst reported on the June 17, 2019 Finance Committee meeting, where the CIP and Operating Budgets were discussed prior to coming to the full board tonight.

7. MATTERS INITIATED/ANNOUNCEMENTS BY THE DIRECTORS

Chair Furst stated that TVC has approved the bridge project and asked if there is a tentative date for the TVC ribbon cutting ceremony. Will this be reported on by staff?

8. MATTERS INITIATED/ANNOUNCEMENTS BY THE GENERAL MANAGER

In response to Chair Furst's question about the TVC ribbon cutting in Item 7 above, AGM Lord announced that TVC is planning a groundbreaking ceremony for the Arroyo Del Valle Bridge scheduled for Monday, July 22 at 11:00 a.m. at the bridge site. She added that notices to the public that construction will be commencing in July, so the parking lot at the Arroyo Rd. entrance will be closed from approx. early July through as late as October, depending upon the construction schedule. Chair Furst directed Staff to make sure that the notice goes out to the public regarding the parking lot being closed. AGM Lord added that Staff is working on the signage and notifications, plus working in collaboration with TVC, so that it is also on their website, on our website, and signage at strategic locations throughout the park.

AGM Lord announced that LARPD will be beginning the summer Public Meetings in the Park schedule during this July, August and September. The first meeting will be held at Bothwell Park (2466 Eighth Street) on Wednesday, July 24th at 6:00 p.m. The District is excited to show the newly installed shade structures over the bocce ball courts and tot lots.

9. ADJOURNMENT: The meeting was adjourned at 8:14 p.m.

APPROVED,



David Furst
Chair, Board of Directors

ATTEST:



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