



Livermore Area
Recreation and Park District
An independent special district

**LIVERMORE AREA RECREATION AND PARK DISTRICT
REGULAR MEETING of the BOARD OF DIRECTORS**

DRAFT MINUTES

WEDNESDAY, MARCH 9, 2022

7:00 P.M.

NOTICE: Coronavirus COVID-19

In accordance with the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), as amended by Assembly Bill 361 (2021), members of the Livermore Area Recreation and Park District Board of Directors and staff participated in this meeting via teleconference (Zoom). In the interest of maintaining proper social distancing, members of the public also participated in this meeting electronically.

DIRECTORS PRESENT: Directors David Furst, Jan Palajac, Philip Pierpont, Vice Chair James Boswell, and Chair Maryalice Faltings

DIRECTORS ABSENT: None

STAFF MEMBERS PRESENT: Mathew Fuzie, Jeffrey Schneider, Jill Kirk, David Weisgerber, Joseph Benjamin, Julie Dreher, Linda VanBuskirk, Megan Shannon, Michelle Newbould, Pamela Healy, Patrick Lucky

GENERAL COUNSEL: Rod Attebery with Neumiller & Beardslee

OTHERS PRESENT: Juliette Elola, Hans Erian
[PUBLIC MEMBERS]:

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

Chair Faltings called the meeting to order at 7:03 p.m. All Directors were present via Zoom. Chair Faltings led the Pledge of Allegiance.

2. PUBLIC COMMENT:

Juliette Elola, a Livermore resident, addressed the Board regarding the Community Garden at the RLCC.

3. CONSENT ITEMS:

- 3.1 Resolution No. 2740 determining to conduct meetings of the LARPD Board of Directors using teleconferencing pursuant to Government Code 54953 as amended by AB 361 for the period March 9, 2022 to April 8, 2022.
- 3.2 Approval of the Minutes of the Regular Board Meeting of February 23, 2022.
- 3.3 General Manager's Monthly Update to the Board – March 2022.

Chair Faltings pulled Item 3.2 from the Consent Agenda as the Minutes of the Regular Board Meeting of February 23, 2022 are pending. They will be brought back to the March 30, 2022 Board meeting.

MOTION:

Moved by Director Pierpont, seconded by Director Palajac, approved the Consent Agenda, as amended, by the following roll call vote:

AYES: *Directors Boswell, Furst, Palajac, Pierpont, and Chair Faltings (5)*
NOES: *None (0)*
ABSTENTIONS: *None (0)*
ABSENT: *None (0)*

4. DISCUSSION AND ACTION ITEMS:

The LARPD Board of Directors reviewed and discussed taking appropriate action or inaction with respect to the following matters:

4.1 PUBLIC HEARING: FISCAL YEAR 2021-2022 MID-YEAR OPERATING BUDGET AND FISCAL YEAR 2022-2023 PRELIMINARY OPERATING BUDGET

General Manager Mathew Fuzie introduced the item and reported that a detailed presentation was given to the Board at its Budget Workshop. Chair Faltings added that the Board and staff had just completed the Budget Workshop prior to this Regular Board Meeting where the Board reviewed and discussed the District's FY 21-22 Mid-Year Operating Budget and FY 22-23 Preliminary Operating Budget.

Recommendation: Staff recommended the Board adopt a resolution accepting the Mid-Year Update to the Operating Budget for Fiscal Year 2021-2022.

Director Questions/Comments: No further Board questions/comments were received.

Public Hearing: Chair Faltings opened public comment. No public comments were received. Chair Faltings closed the public comment period.

RESOLUTION :

Moved by Director Boswell, seconded by Director Palajac, approved Resolution No. 2741, adopting the Mid-Year Update to the Operating Budget for Fiscal Year 2021-2022, by the following roll call vote:

AYES: *Directors Furst, Pierpont, Palajac, Boswell, and Chair Faltings (5)*
NOES: *None (0)*
ABSTENTIONS: *None (0)*

ABSENT: *None (0)*

**4.2 PUBLIC HEARING: FISCAL YEAR 2021-2022 AND FISCAL YEAR 2022-2023
CAPITAL IMPROVEMENT PLAN (CIP) BUDGET**

GM Fuzie introduced the item and reported that a detailed presentation was given to the Board at its Budget Workshop. For planning purposes, LARPD works in conjunction with the City of Livermore regarding the AB 1600 portion of the CIP plan for FY 22-23 prior to the end of this fiscal year.

Recommendation: Staff recommended the Board adopt a resolution accepting the Mid-Year Update to the Capital Improvement Plan (CIP) Budget for Fiscal Year 2021-2022 through Fiscal Year 2022-2023.

Director Questions/Comments: No further Board questions/comments were received.

Public Hearing: Chair Faltings opened public comment. No public comments were received. Chair Faltings closed the public comment period.

RESOLUTION :

Moved by Director Palajac, seconded by Director Boswell, approved Resolution No. 2742, adopting the Mid-Year Update to the Capital Improvement Plan (CIP) Budget for Fiscal Year 2021-2022 through Fiscal Year 2022-2023, by the following roll call vote:

AYES: *Directors Pierpont, Furst, Boswell, Palajac, and Chair Faltings (5)*
NOES: *None (0)*
ABSTENTIONS: *None (0)*
ABSENT: *None (0)*

5. INFORMATIONAL ITEMS (No Action Required)

5.1 GENERAL FINANCIAL UPDATE

GM Fuzie reminded the Board that this standing item was placed on the agenda at the beginning of the COVID-19 pandemic to provide financial updates while the District operated under an emergency declaration. He reported that during the most recent EOC (Emergency Operations Center) meeting with the City of Livermore (COL) it was announced that the EOC will be closed toward the end of March, and the COL intends to return to in-person meetings beginning in April. Since the county appears to be moving toward normalization once again, at some point the LARPD Board may decide to terminate the emergency declaration that still exists, so GM Fuzie asked if the Board would like to continue to have the “General Financial Update” as a standing agenda item.

- The Board consensus was to continue to keep this item on Board agendas even after the emergency declaration is lifted.

5.2 COVID-19 PROGRAM UPDATES

GM Fuzie reported that the lifting of the mask mandate has made a big difference in LARPD programs and bookings for the gym and facility rentals. There is some concern that there may be an uptick in cases throughout the county due to the mask mandate being lifted, but it is not anticipated to be significant. LARPD programs have been growing as well as enrollment in Preschool and ESS.

- Director Palajac suggested that once the emergency declaration is lifted, LARPD continue to place this item on Board agendas, changing the name from “COVID-19 Program Updates” to “Program Updates”. Chair Faltings concurred. GM Fuzie agreed with the idea.

6. COMMITTEE REPORTS

- a) Director Furst reported his attendance, along with Director Palajac, at the March 3, 2022 Facilities Committee meeting. The agenda was included in the Board meeting packet. The topic of the Mid-Year Budget Review – CIP Update was discussed prior to presenting the item to the full Board during today’s Budget Workshop and Regular Board meetings.
- b) Director Furst reported his attendance, along with Director Boswell, at the March 8, 2022 Personnel Committee meeting. The agenda was included in the Board meeting packet. The committee will meet once again on March 17, 2022 with staff to discuss the Personnel Commission review process.
- c) Director Furst reported his attendance at the March 2, 2022 Livermore Chamber of Commerce Business Alliance meeting.
- d) Director Palajac reported her attendance, along with Director Boswell, at the March 3, 2022 Ad Hoc Committee re: GM Goals & Objectives meeting. They revised the GM Goals & Objectives which will be presented to the full Board later this evening.
- e) Chair Faltings reported her attendance, along with Director Furst and GM Fuzie, at the March 9, 2022 Alameda County Special Districts Association (ACSDA) membership meeting.
- f) Chair Faltings reported her attendance at the March 7, 2022 LARPD Foundation meeting. Trustee Stacey Swanson has resigned from the Foundation.

7. MATTERS INITIATED/ANNOUNCEMENTS BY THE DIRECTORS

Director Furst announced that the contract with District Counsel Neumiller & Beardslee expires at the end of April. He asked what the Board is doing about an evaluation.

8. MATTERS INITIATED/ANNOUNCEMENTS BY THE GENERAL MANAGER

None.

9. OPEN SESSION DISCLOSURE REGARDING CLOSED SESSION ITEMS PURSUANT TO GOVERNMENT CODE SECTION 54957.7

Chair Faltings announced the Board would adjourn to Closed Session pursuant to Item 10.1 listed below. Open Session was adjourned at 7:31 p.m.

10. CLOSED SESSION

10.1 CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code Section 54957.6

Agency Designated Representative: Rod A. Attebery/Maryalice Faltings

Unrepresented Employee: General Manager

11. RETURN TO OPEN SESSION; REPORT ON CLOSED SESSION – PURSUANT TO GOVERNMENT CODE SECTION 54957.1

The Board came out of Closed Session at 7:51 p.m. and District Legal Counsel Rod Attebery announced that no reportable action had been taken in Closed Session.

12. ADJOURNMENT: The meeting was adjourned at 7:52 p.m.

APPROVED,

Maryalice Summers Faltings
Chair, Board of Directors

ATTEST:

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

/lvb