

LIVERMORE AREA RECREATION AND PARK DISTRICT

MINUTES

REGULAR MEETING

WEDNESDAY, SEPTEMBER 29, 2010

**ROBERT LIVERMORE COMMUNITY CENTER
4444 EAST AVENUE, LIVERMORE, CALIFORNIA
7:00 P.M.
CRESTA BLANCA BALLROOM**

DIRECTORS PRESENT: Director Faltings, Director Kamena, Director Goodman, and President Furst

DIRECTORS ABSENT: Director Wilson

STAFF MEMBERS PRESENT: Tim Barry, Sandra Kaya, Michael Kyle, John Lawrence

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

President Furst called the meeting to order at 7:00 p.m. All Directors were present except Director Wilson and Director Kamena.

2. PUBLIC FORUM

President Furst opened public comment. No public comment. President Furst closed public comment.

3. CONSENT AGENDA

3.1 BOARD MINUTES

3.1.1 Meeting of September 15, 2010.

3.2 COMMUNICATIONS

None.

President Furst called for a vote on the Consent Agenda. Consent Agenda passed 3-0; Director Kamena and Director Wilson were absent.

4. CONSENT AGENDA RESOLUTIONS

4.1 Resolution No. 2259, a resolution approving amendments to LARPD's Conflict of Interest Code.

4.2 Resolution No. 2260, a resolution approving the hiring of a relative of a District employee.

Moved by Director Faltings, seconded by Director Goodman, approved the Consent Agenda Resolutions by the following roll call vote:

AYES:	<i>Faltings, Goodman, and President Furst</i>
NOES:	<i>None</i>
ABSTENTIONS:	<i>None</i>
ABSENT:	<i>Kamena, Wilson</i>

5. BIDS AND PUBLIC HEARINGS

None.

6. OLD BUSINESS

None.

7. NEW BUSINESS

7.1 EXTENSION OF RIGHT OF ENTRY AGREEMENT WITH TRI-VALLEY

CONSERVANCY

President Furst stated that the Board will consider authorizing the General Manager to enter into an extension to the existing Right of Entry Agreement with Tri-Valley Conservancy that allows staff and consultants to enter the Bobba property site for maintenance and inspection purposes.

General Manager Barry reported that Tri-Valley Conservancy (TVC) purchased the Bobba property in 2009 and that LARPD entered into a Right of Entry Agreement with TVC when it acquired the property. The agreement allows LARPD to conduct research for a Resource Management Plan (RMP), a requirement for the property to be transferred to LARPD. LARPD is in the process of obtaining the RMP and needs an extension for an additional 12 months.

President Furst asked for clarification of the dates for the extension. Mr. Barry clarified the dates and stated that the extension includes the same terms.

President Furst opened public comment. No public comment. President Furst closed public comment.

Moved by Director Goodman, seconded by Director Faltings, approved Resolution 2261, authorizing the General Manager to enter into an extension to the existing Right of Entry Agreement with Tri-Valley Conservancy that allows staff and consultants to enter the Bobba property site for maintenance and inspection purposes, by the following roll call vote:

AYES:	<i>Goodman, Faltings, and President Furst</i>
NOES:	<i>None</i>
ABSTENTIONS:	<i>None</i>
ABSENT:	<i>Kamena, Wilson</i>

7.2 AGREEMENT WITH CITY OF LIVERMORE FOR PLANNING SERVICES

President Furst stated that the Board will consider authorizing the General Manager to approve the amended and restated agreement between the City of Livermore and LARPD to obtain planning services for the District.

Director Kamena arrived at 7:07 pm.

General Manager Barry reported that the District has contracted with the City of Livermore for planning services since 2004, when the District reduced staffing. Mr. Barry said that the contract has been efficient and cost effective; if approved by the Board, the current planning services agreement can be extended for two years. LARPD spent approximately \$50,000 in the last year, and Mr. Barry said he expects to spend the same amount in the next year.

Director Faltings asked if the City has seen this agreement and if it had agreed to it. Mr. Barry responded that the City has seen the agreement; the District is estimating what the costs are and LARPD pays for City staff's fully loaded time for the services.

President Furst opened public comment. No public comment. President Furst closed public comment.

Moved by Director Kamena, seconded by Director Goodman, to approve Resolution 2262.

President Furst said that the City has talked about more cutbacks and asked if these potential cutbacks would impact work being done in a timely manner for LARPD projects. Assistant General Manager Lawrence responded that it is a possibility, but currently, the City is not assisting LARPD with many projects. President Furst asked if using other organizations/consultants has been explored. Mr. Barry stated that the District saves time by using the City because it has worked with the District and it seems to be an efficient way for LARPD to operate.

Director Kamena provided background on the District layoffs that eventually led to the current arrangement with the City and said he felt it saved the District money.

Resolution No. 2262, authorizing the General Manager to approve the amended and restated agreement between the City of Livermore and LARPD to obtain planning services for the District, was adopted by the following roll call vote:

AYES:	<i>Kamena, Faltings, Goodman and President Furst</i>
NOES:	<i>None</i>
ABSTENTIONS:	<i>None</i>
ABSENT:	<i>Wilson</i>

8. COMMITTEE REPORTS

Director Faltings reported on her attendance at the Sept. 22 Intergovernmental meeting. Topics included: signing of cell tower agreements, charter school interaction with the school district, and the downsizing of City commissions and committees.

Director Goodman reported on his attendance at the Sept. 22 Personnel Committee meeting. Topics included: review of new job descriptions for the positions of Mechanic and Event and Facilities Specialist, and revisions to the job descriptions for Park Specialist and Park Foreman. Director Goodman said that Senior Park Supervisor Jim Brandenburg will be retiring and he has provided some suggestions on how to reorganize the Parks division to be more efficient.

Director Faltings reported on her attendance at the Sept. 21 ESS/Parent Advisory Commission, at which eight ESS sites were represented. Topics included: concerns that there will not be any more City-funded crossing guards at the schools; the possibility that families who receive subsidies from the state for childcare may have to be furloughed from ESS until funding is restored; and the decisions to have ESS/KZ staff appreciation events at individual program sites.

9. MATTERS INITIATED/ANNOUNCEMENTS BY THE DIRECTORS

1) Director Kamena moved to consider amending the capital budget to exclude the Ranger Station, seconded by Director Faltings.

Director Kamena said he had missed the August 25 Board meeting, and that Director Faltings was absent, when the Board voted on the capital budget. Based on previous discussions, he said he felt the decision of that meeting did not reflect the viewpoint of the full Board or of the community, so he would like to consider amending the decision. Director Kamena said he believes the District should spend its money on other projects, such as the soccer fields at Robertson Park.

Director Goodman asked questions about how much work and money has been put towards this project since the capital budget was approved two meetings ago (Assistant General Manager estimated about \$15,000).

Mr. Barry stated that his role as General Manager is to continue the policy direction provided to him by the Board until he is given a different policy direction. The direction at this time, he said, is to prepare the project for bid so, unless he gets a different direction between now and the next meeting, he will continue to do that.

The Board asked District Legal Counsel for clarification on the Brown Act and Roberts Rules of Order.

AYES:	<i>Faltings and Kamena</i>
NOES:	<i>Goodman and President Furst</i>
ABSTENTIONS:	<i>None</i>
ABSENT:	<i>Wilson</i>

Motion failed for lack of a majority.

10. MATTERS INITIATED/ANNOUNCEMENTS BY THE GENERAL MANAGER

1) None.

11. ADJOURNMENT

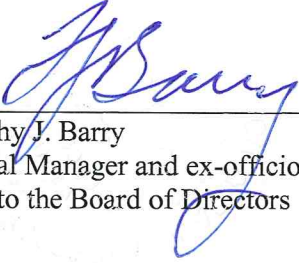
Meeting adjourned at 7:38 p.m.

APPROVED,



David Furst
President, Board of Directors

ATTEST:



Timothy J. Barry
General Manager and ex-officio
Clerk to the Board of Directors