



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, JULY 13, 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, Chair Maryalice Faltings

**DIRECTORS ABSENT:** None

**STAFF MEMBERS PRESENT:** Mathew Fuzie, Fred Haldeman, Jeffrey Schneider,  
Jill Kirk, Linda VanBuskirk, Michelle Kleman,

**DISTRICT COUNSEL:** Rod Attebery with Neumiller & Beardslee

**OTHERS PRESENT:** Mike Ralph

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

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

**2. PUBLIC COMMENT:** There were no comments from the public.

**3. CONSENT ITEMS**

**3.1** Resolution No. 2757 determining to conduct meetings of the LARPD Board of Directors using teleconferencing pursuant to Government Code 54953 as amended by AB 361;

**3.2** Approval of the Minutes of the Regular Board Meeting of June 29, 2022;

**3.3** General Manager’s Update to the Board of Directors on Issues and Projects – July 2022

**MOTION:**

Moved by Director Pierpont, seconded by Director Palajac, approved the Consent Agenda, 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:

None.

**5. INFORMATIONAL ITEMS (No Action Required)**

**5.1 GENERAL FINANCIAL UPDATE**

GM Fuzie reported that the District is doing well financially: Programs are operating robustly, and the financial situation reflects that: In Aquatics, both pools are programmed throughout the entire day. The first pickleball tournament was held at May Nissen Park. Outdoor camps are rolling along, and Camp Shelly is full. In response to a question by Director Palajac, GM Fuzie reported that the fire currently blazing near Yosemite is not affecting Camp Shelly at all.

Business Services Manager (BSM) Jeffrey Schneider stated that financials for the month of June will close next week. In the interim, he shared the Cash Balance Trend from FY16-17 to present and highlighted that the cash balance in June is \$1.7 million above any prior fiscal year within the last six years. (see attachment)

This was information only and no Board action was taken.

**5.2 COVID-19 PROGRAM UPDATES**

GM Fuzie reported that there has been a surge in COVID-19 cases among staff. HR Officer Michelle Kleman updated the Board that there have been 22 COVID-19 cases since June 13<sup>th</sup>. Although significant, the cases are spread out among different departments, they are not clustered, and the cases have not been disabling to the District.

Masks are provided at the RLCC front counter if people want them. LARPD staff are encouraged to wear masks but are not required to do so. Community Services Manager Jill Kirk added if a staff person is coming back after having COVID, even if they have tested negative, we are asking them to wear a mask for a certain amount of time, based upon CDC guidelines.

This was information only and no Board action was taken.

**6. COMMITTEE REPORTS**

- a) Director Furst reported his attendance, along with Director Boswell, at the July 12, 2022 Personnel Committee meeting. The agenda was included in the Board agenda packet. He highlighted that Staff is working to develop a commendations policy for people who step off the LARPD Commission, LARPD Foundation and the LARPD Board. The Committee also discussed the effect of inflation on employees.
- b) Director Furst reported his attendance at the July 6, 2022 Chamber of Commerce Business Alliance meeting.
- c) Chair Faltings reported that she was not able to attend the July 11, 2022 Alameda County Special Districts Association joint meeting with Contra Costa County Special Districts Association.
- d) Chair Faltings reported her attendance at the July 11, 2022 LARPD Foundation meeting. Mr. Bill Whalen is the new Chairman of the Board of Trustees as Mr. Goodman has moved to North Carolina. The main topic of conversation was the fundraiser, Wine Down in the Grove, held in May 2022. A very preliminary estimate of the profit from the event is between \$6,600-\$6,900.

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

- a) Director Furst stated that at the June 29, 2022 Board meeting, the Board discussed Rodeo Complaints received by the LARPD Board and the Livermore Stockmen's Rodeo Association (LSRA). He is interested to find out what the response of the LSRA was to the complaints about the rodeo clown.
- b) Director Furst asked for an update on the plans for reducing LARPD's liability regarding the horse crossing section on the Sycamore Grove extension – the trail that leads from Sycamore Grove Park to Del Valle. The trail crosses a blacktop road that leads up to a private residence. He pointed out that several months ago the residents there had repaved the blacktop road without LARPD's knowledge or permission, paving over the horse crossing.
- c) Regarding the contract between LARPD and Legal Counsel Neumiller & Beardslee, under Section 2 "Scope and Nature of Services," Director Furst asked LARPD Staff to give him an interpretation of the line in the middle that says, "Firms designated General Counsel cannot be **changed** without prior consultation and approval of the District." What does the word "changed" mean? Does that mean a substitute? Or is there a difference?

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

GM Fuzie made the following announcements:

- a) He met today with City of Livermore (COL) Police Chief Jeramy Young and toured the police facilities. They discussed the Board's direction to move away from law enforcement. The COL can accommodate LARPD's direction without a great deal of difficulty and no reason for contracting. We will work with them to change LARPD's Ordinance No. 8 to meet the needs of the District and allow the Police Department to have probable cause, etc. on the issues that we need mutual aid upon, i.e., the hours of the parks being sunrise to one half hour after sunset, unhoused population issues, and many other issues we are experiencing in the parks.
  - o In response to a question from Chair Faltings, GM Fuzie explained that LARPD has mutual aid agreements in place to receive assistance from the COL, County of Alameda or East Bay Regional Park District depending upon

the location of the situation and whether it falls within city limits or county jurisdiction.

- GM Fuzie to provide a map of Sycamore Grove Park to the Board showing where SGP is within the city limits.
- Chair Faltings suggested that GM Fuzie meet with the new Alameda County Sheriff once she takes office.

9. **ADJOURNMENT:** The meeting was adjourned at 7:27 p.m.

APPROVED,

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Maryalice Summers Faltings  
Chair, Board of Directors

ATTEST:

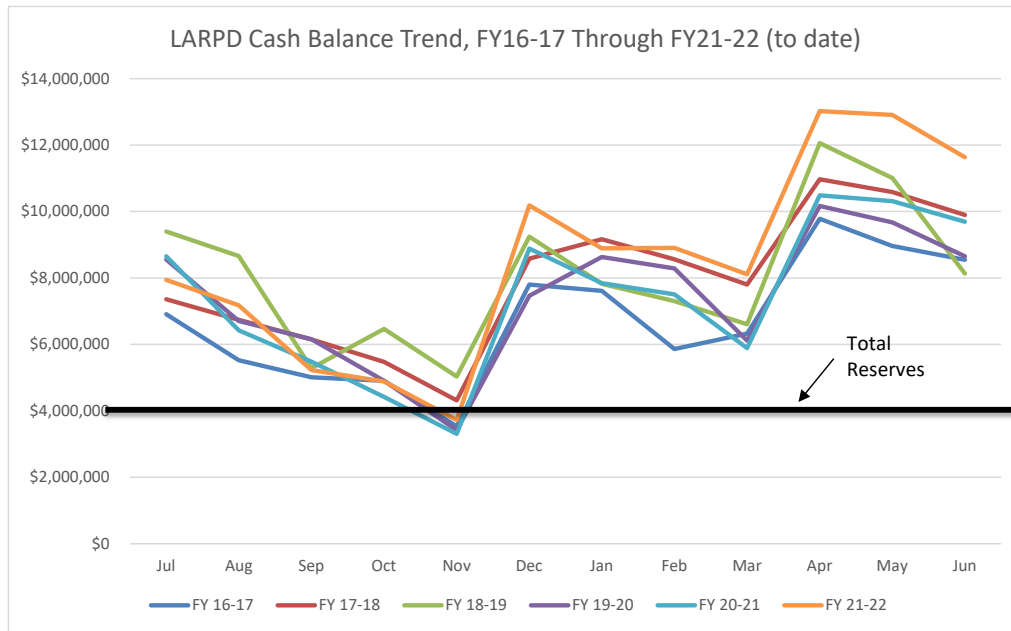
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Mathew L. Fuzie  
General Manager and  
Ex-officio Clerk to the Board of Directors

/lvb

**Livermore Area Recreation and Park District (LARPD)**  
**Cash Balance Trend, FY16-17 through FY22-23 (prelim actuals for June, 2022)**

Cash Balances	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun
FY 16-17	\$6,909,500	\$5,520,477	\$5,008,991	\$4,905,248	\$3,534,282	\$7,801,044	\$7,609,244	\$5,860,282	\$6,327,543	\$9,782,445	\$8,962,369	\$8,551,149
FY 17-18	\$7,357,531	\$6,742,069	\$6,152,824	\$5,472,250	\$4,314,587	\$8,580,894	\$9,169,583	\$8,560,521	\$7,805,390	\$10,971,308	\$10,589,065	\$9,898,578
FY 18-19	\$9,401,345	\$8,660,187	\$5,284,626	\$6,464,150	\$5,033,205	\$9,245,376	\$7,825,884	\$7,303,206	\$6,606,922	\$12,059,922	\$11,006,484	\$8,135,292
FY 19-20	\$8,555,606	\$6,705,069	\$6,155,046	\$4,906,532	\$3,418,839	\$7,463,672	\$8,629,910	\$8,285,012	\$6,116,171	\$10,167,461	\$9,676,215	\$8,650,882
FY 20-21	\$8,650,882	\$6,424,582	\$5,481,915	\$4,418,122	\$3,307,631	\$8,884,144	\$7,844,649	\$7,506,085	\$5,888,186	\$10,487,234	\$10,314,768	\$9,696,606
FY 21-22	\$7,943,325	\$7,174,625	\$5,225,405	\$4,886,686	\$3,725,444	\$10,186,355	\$8,893,632	\$8,905,545	\$8,108,838	\$13,023,366	\$12,910,022	\$11,632,913
FY 22-23												
FY 23-24												
FY 24-25												
FY 25-26												



\$1,734,336  
above any prior june