



Livermore Area
Recreation and Park District
An independent special district

Board of Directors

Maryalice Faltings
Director

David Furst
Director

Jan Palajac
Chair

Philip Pierpont
Vice Chair

Beth Wilson
Director

AGENDA SPECIAL MEETING

**WEDNESDAY, MARCH 25, 2020
2:00 P.M.**

NOTICE: Coronavirus COVID-19

In accordance with Governor Newsom's Executive Order N-29-20, the Livermore Area Recreation and Park District Board of Directors and staff will be participating in this meeting via teleconference. In the interest of maintaining appropriate social distancing, members of the public may participate in the meeting electronically and shall have the right to observe and offer public comment at the appropriate time during this special meeting.

We have also provided a call-in number, as identified on this Agenda, and encourage you to attend by telephone.

PARTICIPATION:

ZOOM WEBINAR:

<https://zoom.us/j/188629015>

(from a PC, Mac, iPad, iPhone or Android device)

Or join by phone by dialing: +1 669 900 9128 Webinar ID: 188 629 015

1. CALL TO ORDER – ROLL CALL
2. DECLARATION OF EMERGENCY AND RESOLUTION OF THE LIVERMORE AREA RECREATION AND PARK DISTRICT TO TEMPORARILY AUTHORIZE INCREASED AUTHORITY OF THE GENERAL MANAGER
The Board will consider declaring the existence of a Local Emergency in Livermore and approving a resolution to temporarily authorize an increased authority of the General Manager (Resolution)

Resolution No. _____, declaring a State of Emergency to exist in Livermore as a result of the threat of Novel Coronavirus 2019 ("COVID-19") and to temporarily authorize increased authority of the General Manager

3. **HAZARD PAY FOR EMPLOYEES MANDATED TO WORK**
The Board will discuss hazard pay for employees mandated to work during the COVID-19 Local Emergency and provide direction to staff. (Discussion and Direction)

4. **ECONOMIC IMPACT OF CORONAVIRUS ON LOCAL GOVERNMENT SERVICES AND EMPLOYEES**
The Board will review and discuss a draft letter from the General Manager to members of Congress regarding the economic impact of the Coronavirus on local government serves and employees and provide direction to staff. (Discussion and Direction)

5. **CALIFORNIA ASSOCIATION OF RECREATION AND PARK DISTRICTS - CALL FOR NOMINATIONS – BOARD OF DIRECTORS**
The Board will consider whether to nominate a fellow Director or administrator for election to the California Association of Recreation and Park Districts (CARPD) Board of Directors for the May 2020-May 2022 term. (Resolution)

Resolution No. _____, nominating _____ for election to the CARPD Board of Directors Director at Large Seat for the May 2020-May 2022 term.

Resolution No. _____, nominating _____ for election to the CARPD Board of Directors Administrator Representative Seat for the May 2020-May 2022 term.

6. **ADJOURNMENT**

Welcome to the Board of Directors’ Meeting

You are welcome to attend all Board of Directors’ meetings. Your interest in the conduct of public business is appreciated.

Since this is a special meeting, only items on the agenda may be discussed, as prescribed by Section 54956 of the Government Code.

If you wish to speak on an item listed on the agenda, please wait until the item is up for discussion, the opening staff or committee presentation has been made, and the Board has concluded its initial discussion. Then, upon receiving recognition from the Chair, please state your name, and tell whether you are speaking as an individual or for an organization. Each speaker is limited to three minutes.

Materials related to an item on this Agenda submitted to the Board of Directors after distribution of the agenda packet are available for public inspection in the District office, 4444 East Avenue, Livermore, during normal business hours.

Pursuant to Title II of the Americans with Disabilities Act and section 504 of the Rehabilitation Act of 1973, LARPD does not discriminate on the basis of race, color, religion, national origin, ancestry, sex, disability, age or sexual orientation in the provision of any services, programs or activities. To arrange an accommodation in order to participate in this public meeting, please call (925) 373-5725 or e-mail Lvanbuskirk@larpd.org by noon on the day of the meeting.

**THE BOARD OF DIRECTORS
OF THE
LIVERMORE AREA RECREATION AND PARK DISTRICT**

RESOLUTION NO. ____

**DECLARATION OF EMERGENCY
AND RESOLUTION OF THE LIVERMORE AREA RECREATION AND PARK DISTRICT
TO TEMPORARILY AUTHORIZE INCREASED AUTHORITY
OF THE GENERAL MANAGER**

WHEREAS, on March 4, 2020, the Governor of the State of California declared a State of Emergency to exist in California as a result of the threat of Novel Coronavirus 2019 (“COVID-19”); and

WHEREAS, on March 12, 2020, the Governor issued Executive Order N-25-20 in further response to the spread of COVID-19, mandating compliance with state and local public health officials as pertains to measures to control the spread of COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States of America declared a National state of emergency in response to the spread of COVID-19 within the United States of America; and

WHEREAS, on March 13, 2020, the Alameda County Health Officer declared a public health emergency and the County Emergency Services Director also proclaimed a local emergency due to the COVID-19 pandemic; and

WHEREAS, the health, safety and welfare of Livermore Area Recreation and Park District ("District") residents, businesses, visitors and staff are of utmost importance to the Board of Directors (“Board”), and additional future measures may be needed to protect the community; and

WHEREAS, preparing for, responding to, mitigating, and recovering from the spread of COVID-19 may require the District to divert resources from normal day-to-day operations and it may impose extraordinary requirements on and expenses to the District; and

WHEREAS, the District General Manager (“General Manager”) currently has specific spending authority, without prior Board approval in addition to limited authority related to personnel matters; and

WHEREAS, in the absence of Board action, strict compliance with certain District rules and ordinances could prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of COVID-19; and

WHEREAS, after consideration of all the facts reasonably available for review at the present time, the Board of Directors finds it in the best interest of the District to authorize the General Manager

spending authority upon authorization from the Chair of the Board, and approves all acts necessary and appropriate to ensure the operation of the District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Directors of the Livermore Area Recreation and Park District, as follows:

1. The Board of Directors declares a State of Emergency to exist in Livermore as a result of the threat of Novel Coronavirus 2019 (“COVID-19”).
2. The Board of Directors authorizes the General Manager’s spending authority, upon authorization from the Chair of the Board, as necessary.
3. The General Manager may take all actions necessary, proper, and appropriate in his reasonable discretion to ensure the operation of the District, the safety of employees, and the safety of the public, including, but not limited to reasonable deviations from Board adopted Ordinances, Resolutions, Policies, and Procedures. Any exercise of the General Manager’s authority pursuant to this Resolution shall be reported to the Board within a reasonably prudent timeframe.
4. The authority vested in the General Manager by this resolution will terminate by action of the Board and/or a declaration by the Governor that the State of Emergency has ended and the County Health Officer that the Public Health Emergency has ended and the County Emergency Services Director that the Local Emergency has ended.

ON MOTION of Director _____, seconded by Director _____, the foregoing resolution was passed and adopted this 25th day of March, 2020, by the following roll call vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

Approved this 25th day of March, 2020,

Jan Palajac
Chair, Board of Directors

ATTEST:

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



Livermore Area
Recreation and Park District
An independent special district

4444 East Avenue, Livermore, CA 94550-5053
(925) 373-5700 www.larpd.org

General Manager
Mathew L. Fuzie

March 26, 2020

The Honorable Dianne Feinstein
United States Senate
331 Hart Senate Office Building
Washington, D.C. 20510

The Honorable Eric Swalwell
United States House of Representatives
3615 Castro Valley Blvd.
Castro Valley, CA 94546

The Honorable Kamala Harris
United States Senate
112 Hart Senate Office Building
Washington, D.C. 20510

RE: Economic Impact of Coronavirus on Local Government Services and Employees

Dear Senator Feinstein, Senator Harris, and Congressman Swalwell:

The Livermore Area Recreation and Park District respectfully requests that **additional prospective federal aid packages or supplemental appropriations measures to address the economic impact of the coronavirus (COVID-19) pandemic include special districts**, as many have been and will be significantly harmed:

- Water, sanitation, and utility districts are enduring non-payment by residents unable to pay for services due to loss of employment income. These special districts provide the backbone infrastructure to the economies for their communities and regions.
- Recreation and park districts, library districts, veterans memorial districts, and community services districts are canceling sports leagues, instructional classes, tours, fundraisers, and other programs, events, and gatherings that generate revenue to sustain their ongoing operations. These special districts serve as the connective tissue for quality of life in their community and often deliver critical childcare, health, and wellness services that families depend on.
- Transit, airport, port, and harbor districts are experiencing a sharp curtailment in ridership and revenue that will have an immediate impact on both employment and commerce, as noted in Governor Gavin Newsom's March 19, 2020 letter.

As the next stimulus package is debated, Livermore Area Recreation and Park District would like to remind Congress that state and local employers must pay payroll taxes under 26 USC 3111, and must now meet new sick leave and family medical leave requirements, of which public agencies were exempted from the tax credit for the employer share of social security.

Livermore Area Recreation and Park District urges Congress to treat state and local employers (including those exempt from 26 USC 3111) on par with private employers by

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allowing them to qualify for the payroll credits for the new requirements for paid sick leave and paid family leave.

As the next stimulus package is expected to counter the current economic downturn, Livermore Area Recreation and Park District additionally requests Congress include language to:

- ***Restore advance refunding of tax-exempt bonds (HR 2772)*** so states and local governments and other qualifying entities can free up billions of dollars they can reallocate and spend on other projects which in turn, strengthens local infrastructure networks, and
- ***Increase access to capital for small borrowers (HR 3967)*** by increasing the bank qualified borrowing limit from \$10 million to \$30 million, and having it apply at the borrower level so the small issuers (both governmental and nonprofit) who may be hardest hit during the downturn can access capital for immediate project needs.

Thank you for your consideration,

Mathew Fuzie
General Manager
Livermore Area Recreation and Park District

CC:

The Honorable Gavin Newsom
Governor, State of California
State Capitol
Sacramento, CA 95814

California Special Districts Association [via advocacy@cdda.net]

Livermore Area Recreation and Park District

Staff Report

TO: Chair Palajac and Board of Directors

FROM: Mathew Fuzie, General Manager

PREPARED BY: Linda VanBuskirk, Executive Assistant to the General Manager

DATE: March 25, 2020

SUBJECT: California Association of Recreation and Park Districts - Board of Directors
Call for Nominations

RECOMMENDATION: That the Board of Directors determine whether it wishes to nominate, by resolution, a fellow Director for election to a Director At Large seat on the California Association of Recreation and Park Districts Board of Directors for the May 2020-May 2022 term.

Or, that the Board of Directors determine whether it wishes to nominate, by resolution, a staff member for election to the Administrator Representative seat on the California Association of Recreation and Park Districts Board of Directors for the May 2020-May 2022 term.

BACKGROUND: CARPD will hold an election in May, 2020 for seats on its Board of Directors. The deadline for receiving nominations is May 1, 2020.

LARPD Director David Furst currently serves on the CARPD Board of Directors. According to the CARPD Bylaws, Article VI-Board of Directors, Section 5-Qualifications, "No member district shall have more than two representatives on the Board of Directors." Therefore, LARPD is eligible to have one additional representative serve on the CARPD Board of Directors.