



Livermore Area  
Recreation and Park District  
*An independent special district*

## REGULAR MEETING of the BOARD OF DIRECTORS

### MINUTES

WEDNESDAY, SEPTEMBER 27, 2023

5:00 P.M.

DIRECTORS PRESENT: Directors Maryalice Faltings, Jan Palajac, Philip Pierpont,  
Chair James Boswell

DIRECTORS ABSENT: Vice Chair David Furst

STAFF MEMBERS PRESENT: Mathew Fuzie, Jeffrey Schneider, Jill Kirk,  
David Weisgerber, Linda VanBuskirk

DISTRICT COUNSEL: Gary Bell, Esq. with Colantuono, Highsmith & Whatley, PC

OTHERS PRESENT: None

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

Chair Boswell called the meeting to order at 5:03 p.m. All Directors were present, except Director Furst, who was on vacation. Chair Boswell led the Pledge of Allegiance.

#### 2. PUBLIC COMMENT: None.

#### 3. CONSENT ITEMS

3.1 Approval of the Minutes of the Regular Board Meeting on September 13, 2023.

##### MOTION:

Moved by Director Palajac, seconded by Director Pierpont, approved the Consent Items, by the following roll call vote:

AYES: *Directors Pierpont, Faltings, Palajac, and Chair Boswell (4)*  
NOES: *None (0)*  
ABSTENTIONS: *None (0)*  
ABSENT: *Director Furst (1)*

#### 4. PRESENTATION

4.1 The Board received a presentation on Placer.ai from Community Outreach Supervisor (COS) David Weisgerber.

As referenced in the staff report, this presentation had been delivered to the Facilities Committee at its meeting on August 3, 2023, and the Committee recommended it move forward to the full Board.

COS Weisgerber introduced Placer.ai, a tool that utilizes cell phone data to track park and facility visitors. This addresses the challenge of monitoring park usage, especially in areas lacking specific entrance points. COS Weisgerber clarified that Placer AI collects anonymous latitude and longitude data from devices through opt-in location services in various apps. He addressed privacy concerns and mentioned that only generic data linked to census blocks is obtained, devoid of personally identifiable information.

The Board thanked COS Weisgerber for the report. This presentation was information only, and no Board action was taken.

## **5. DISCUSSION AND ACTION ITEMS**

None.

## **6. COMMITTEE REPORTS**

- a) Director Pierpont reported on his attendance, along with Chair Boswel, at the September 18, 2023 Finance Committee meeting. The committee agenda was included in the Board agenda packet.
- b) Director Pierpont reported on his attendance at the September 19, 2023 Livermore Downtown, Inc. (LDI) meeting. He mentioned the LDI has been working hard to further its events for fall such as the Witches Night Out on October 4<sup>th</sup>, Kidz Town Halloween Hay Day on October 28<sup>th</sup>, and discussions about the upcoming holiday parade events. There was some group discussion regarding LDI's rental of the Carnegie Building, the initial vision for the Carnegie Building to become a welcome center for the state, and whether that vision is no longer being considered. The concern is the need for a place for LDI, which works closely with the City. The property is owned by the City, managed by LARPD, and while LDI is content with its current setup, it may not be fair to LARPD.
- c) Director Palajac reported her attendance at the September 18, 2023 Alameda County Agricultural Subcommittee for Trails meeting. The main topic discussed was that the Department of Water Resources is going to give a tour of the South Bay Aqueduct on October 6, 2023. Unfortunately, both Directors Palajac and Furst will be out of the country, so LARPD will not be represented during that tour. She will find out what the results of the tour were.

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

- a) Director Palajac reported on a recent event where several board members, including Director Furst and Director Faltings, along with GM Fuzie and Parks and Facilities Manager Fred Haldeman, attended the grand opening of the new monkey bars at Robertson Park. During the event, they had the opportunity to meet Avery Kohn and her family, including her parents, grandparents, siblings, and friends. Avery Kohn impressed everyone with her eloquence, and she even expressed her aspiration to become the president one day.

As a follow-up to the event, a press release was provided to the Independent newspaper. Director Faltings expressed gratitude to the LARPD staff for their

contributions and noted that photos from the event were promptly shared on social media, contributing to LARPD's positive public image.

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

GM Fuzie made the following announcements:

- a) Next Monday LARPD will have its first discussion with the consultant who is performing the review of the MSR survey. Your General Counsel will be on that call as well. This will be a one-hour session to discuss the survey that we completed.
- b) Last Friday, GM Fuzie participated in a phone conversation with CAPRI and the attorney assigned to the aquatic incident on the 4<sup>th</sup> of July at May Nissen. LARPD has only received a letter stating that the family has retained an attorney to look into it. We are in the process of gathering pertinent information.

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

District Counsel Gary Bell announced that the LARPD Board of Directors would be convening into Closed Session to discuss the item listed at 10.1 on the agenda. Open Session was adjourned at 5:59 p.m.

**10. CLOSED SESSION**

**10.1 PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Pursuant to Government Code Section 54957

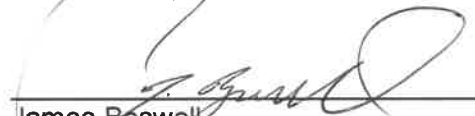
Title: General Manager

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

The Board of Directors returned from Closed Session at 6:22 p.m. and Chair Boswell announced that there was no reportable action. Chair Boswell then adjourned the meeting without vote and by unanimous consent at 6:22 p.m.

**12. ADJOURNMENT:** The meeting was adjourned at 6:22 p.m.

APPROVED,



James Boswell  
Chair, Board of Directors

ATTEST:



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

/Lvb