

ORANGEVALE RECREATION & PARK DISTRICT

Minutes of Meeting of Board of Directors August 18, 2011

A Regular Meeting of the Board of Directors of the Orangevale Recreation and Park District was held on Thursday, August 18, 2011 at the District Office. Director Stickney called the meeting to order at 6:40 p.m.

Directors present: Stickney, Brunberg, Caldwell, Hawkins, Meraz

Staff present: Greg Foell, Administrator
Cindy Turner, Recreation Superintendent
Patty O'Connor, Minute Clerk

3. **PLEDGE OF ALLEGIANCE** The Pledge of Allegiance was conducted.

4. **APPROVAL OF AGENDA** It was requested Item 15.b. be changed to Public Employment - Finance/Personnel Supervisor, Govt. Code Section 54957. Upon a motion by Director Hawkins, seconded by Director Caldwell, the revised agenda was approved as amended by a 5-0 vote.

5. **PUBLIC DISCUSSION**

Chairman Stickney handed the gavel and administration of the meeting to Director Hawkins.

Terry Benedict presented three items. Mr. Benedict first expressed his concern over comments made about him by Supt. West at the last Board Meeting that he felt were disrespectful. He indicated that Mr. West had made comments in the past that he felt were disrespectful to a resident. Secondly, Mr. Benedict stated that Mr. Stickney didn't know how to call a closed session. Lastly, Mr. Benedict asked the Board if they got a restraining order that he indicated was discussed at the previous Board Meeting. The Board had no comments.

Director Hawkins handed the gavel back to Chairman Stickney and the meeting resumed under Chairman Stickney's direction.

6. **MINUTES**
 - a) **Minutes of July 14, 2011 Regular Meeting:**

Public Comment:

Terry Benedict asked why the comments made by Chairman Stickney were not included verbatim in the minutes under Item 11.b. It was explained the minutes were a summary and not a transcription of the meeting, in accordance with procedure.

Upon a motion by Director Brunberg, seconded by Director Hawkins, the minutes of July 14, 2011 were approved by a vote of 5-0

MOTION #1

7. CORRESPONDENCE

MOTION #2

- a) Confidential Envelope – Attorney Billing June 2011: Upon a motion by Director Caldwell seconded by Director Stickney, the billing was approved by a roll call vote of 5-0.

8. CONSENT MATTERS – GENERAL FUND

MOTION #3

- a) Ratification of Claims for Period 13 2011: Upon a motion by Director Brunberg, seconded by Director Hawkins, it was voted 5-0 to ratify the claims.
- b) Budget Status Report for Period 13 2011: For information and review.
- c) Revenue Report for Period 13 2011: For information and review.
- d) Ratification of Claims for July 2011: Upon a motion by Director Brunberg, seconded by Director Caldwell, it was voted 5-0 to ratify the claims.
- e) Budget Status Report for July 2011: For information and review.
- f) Revenue Report for July 2011: For information and review.

MOTION #4

Director Meraz asked if the State has begun taking funds. Admin. Foell will research as he had not heard anything. He noted the property taxes were protected.

- 8.1. **OLLAD CONSENT MATTERS**
- MOTION #5
- a) Ratification of Claims for Period 13 2011: None to ratify.
 - b) Budget Status Report for Period 13 2011: For information and review.
 - c) Ratification of Claims for July 2011: Upon a motion by Director Brunberg, seconded by Director Hawkins, it was voted 5-0 to ratify the claims.
 - d) Budget Status Report for July 2011: For information and review.
- 8.2. **KENNETH GROVE CONSENT MATTERS**
- MOTION #6
- a) Ratification of Claims for Period 13 2011: None to ratify.
 - b) Budget Status Report for Period 13 2011: For information and review.
 - c) Ratification of Claims for July 2011: Upon a motion by Director Brunberg, seconded by Director Hawkins, it was voted 5-0 to ratify the claims.
 - d) Budget Status Report for July 2011: For information and review.
9. **STANDING COMMITTEE REPORTS**
- a) Administration and Finance: No report.
 - b) Maintenance and Operation: No report.
 - c) Recreation Committee: No report.
 - d) Personnel & Policy: There was no report.
 - e) Government: There was no report.
 - f) Planning: There was no report.
 - g) Trails Committee: There was no report.
10. **ADMINISTRATOR'S REPORT**
- a) Monthly Activity Report – July 2011: A staff report was provided.

11. **AGENDA REQUEST FROM PUBLIC**

Chairman Stickney handed the gavel and administration of the meeting to Director Hawkins.

a) **Agenda Request from Terry Benedict Regarding Utilization of the District Electronic Sign to Announce Meetings:** Terry Benedict presented a letter to the Board requesting an update to his concerns regarding the utilization of the District's electronic sign to announce meetings including all committee meetings. It was agreed this was in the realm of the policy committee. Upon a motion by Director Caldwell, seconded by Director Hawkins, it was voted 5-0 to refer this matter to the policy committee for review and further direction.

b) **Agenda Request from Terry Benefit Requesting Reprimands for District Staff:** Terry Benedict presented a letter to the Board and requested Park Superintendent Chuck West be reprimanded for cutting down a Liquid Amber shade tree without authorization. He recommended Supt. West pay for the cut down tree. Mr. Benedict also requested Admin. Foell be given a reprimand for poor supervision of Supt. West. The Board agreed this was a personnel issue and would be discussed in closed session at the quarterly meeting with the Administrator.

Director Hawkins handed the gavel back to Chairman Stickney and the meeting resumed under Chairman Stickney's direction.

MOTION #7

12. **UNFINISHED BUSINESS**

a) None to discuss.

13. **NEW BUSINESS**

a) **Approval of Resolution 11-08-449, Resolution Adopting the Orangevale Recreation and Park District Final Budget and Appropriation Limit for General Fund for Fiscal Year 2011/12:** Admin. Foell reviewed the minor changes in the final budget as compared to the preliminary budget. He commended staff for working within their budgets and keeping a rein on expenses. Upon a motion by Director Brunberg, seconded by Director Hawkins, Resolution 11-08-449 was approved by a 5-0 roll call vote.

MOTION #8

- b) Discussion of Proposal from the Sacramento Sheriffs Posse Association to Provide Lighting at the Horse Arena in Orangevale Community Park. Corie Benveniste from the Sacramento Sheriff's Posse Association presented their proposal to provide lighting at the Horse Arena. The project could provide many revenue opportunities at no cost to the District. They will be seeking grants. Three light proposals were received. Director Stickney commented that he thought the lower height poles were preferred. Director Meraz recommended a trip to Ancil Hoffman Park at night to view their lighting arrangement. The Board was positive toward the proposal. It was agreed a budget and feasibility study was needed. Admin. Foell noted accurate numbers were needed for the grant process. Director Brunberg noted the horse association donated \$7,000 toward the arena when it dissolved. Director Caldwell questioned the increased energy costs. Overall, the Board agreed to further investigate the proposal and encouraged Ms. Benveniste to speak with Admin. Foell to discuss the next step.

MOTION #9

- c) Approval of the Agreement with Meals on Wheels ACC for the Elderly Nutrition Program: Upon a motion by Director Brunberg, seconded by Director Stickney, it was approved by a 5-0 roll call vote.

MOTION #10

- d) Request to Waive Fees for Use of Facility for Fundraiser for New Hope Ministries: Patrick and Sherril Cornell presented a request for reduction or waiver of fees to use the Community Center for a fundraiser for "His Well" a community outreach program in the community. Director Stickney noted minimum charges would have to be applied to cover overhead and budget costs for use of the community center. Upon a motion by Director Caldwell, seconded by Director Hawkins, it was approved 5-0 to direct staff to work with the Cornells to determine minimal fees. The Board commended the Cornells for their work in the community. Terry Benedict offered to donate \$100 to the organization.

- e) Ballot for CAPRI Board of Directors: Upon a

MOTION #11

motion by Director Stickney, seconded by Director Brunberg, it was approved by a 5-0 vote to cast a vote for Director Meraz.

- f) Approval of Resolution 11-08-450, Authorizing Transfer of Funds from the Parkland Dedication Fund (088C) to the General Fun (332A).

Public Comment:

Terry Benedict stated he believed it was illegal to use Parkland Dedication Funds for maintenance. Admin. Foell explained the funds will be used to reimburse the General Fund for the master plan and not maintenance.

MOTION #12

Upon a motion by Director Brunberg, seconded by Director Hawkins, it was approved by a 5-0 roll call vote to approve Resolution #11-08-450.

- g) Discussion Of Possible Approval of Resolution 11-08-451, Approving the Revision of the District Reserve Policy in Accordance with GASB 54: Admin. Foell provided an overview and examples of changes in the reserve policy. Legal Counsel McMurchie suggested minor changes to the policy language which will be incorporated. The General Reserve would now be split into several reserve categories that can be adjusted by the Board as needed. This item was continued to the September meeting for further discussion.
- h) Discussion of Pay to Play for Using the Disc Golf Course: Admin. Foell presented a background of the Pay to Play concept for the Disc Golf Course. The primary reasons to adopt a pay to play policy would be to better control inappropriate activities through increased security.

Public Comment

Jim Oates, Owner of Final 9, discussed other pay to play courses. He agreed it was hard to control the riffraff but the desire is to keep the course a family friendly course. The sport was growing everywhere in the country and everyone can play. He did not want to over-

react to the bad elements and hoped to continue with education.

Adam Kroft is a disc golf player. He noted the players deserved no distractions and people who did not respect other players should be removed. He believed most amateur players just needed to be taught etiquette. He indicated that if pay to play helps to remove people that don't care about disk golf that he would support it.

Terry Benedict felt the Board approving the Final 9 Sports lease agreement has caused the problems by opening up the course to people throughout the nation, state, and county. He stated that he didn't believe the district could legally charge to play. He threatened a writ of mandate if pay to play was passed.

Joe Oliveria helped build the course and was against pay to play. He noted it kept kids busy and off the streets and may discourage them in the recession.

Scott Tetreault stated "Fly it Free".

The Board and staff agreed this was complex and multiple issues needed to be discussed and determined including security and marshalling levels, use implications (vandalism and confrontations), legal considerations (policies and procedures), auditing and oversight, and logistics of implementation. It was agreed a business plan needed to be developed to cover these and more issues. Director Brunberg recommended the issue be referred to the Planning Committee for further review and exploration of options. Staff agreed to work on a feasibility study including costs. Attendance numbers were needed.

It was agreed this issue will be referred to the Planning Committee for further review.

**14. DIRECTORS AND STAFF
COMMENTS**

Superintendent Turner reviewed recent and upcoming events including the ice cream social. The board members who attended agreed it was a successful event.

Director Meraz commended Supt. Turner for the bus trip to Gilroy. He stated it was very well run.

15. CLOSED SESSION:

At 8:55 p.m., the Board adjourned to the closed session.

- a) Closed Session Pursuant to Government Code Section 54957. Public Employee Performance Evaluation: District Administrator
- b) Conference with Legal Counsel – Anticipated Litigation regarding significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: One case. This item was changed to read: Public Employment - Finance/Personnel Supervisor, Govt. Code Section 54957.

16. RESUME PUBLIC SESSION & ANNOUNCE ACTIONS FROM CLOSED SESSION

Board adjourned the Closed Session and reopened the meeting to the public.

It was announced no action was taken.

17. ITEMS FOR NEXT AGENDA

None

18. ADJOURNMENT

With no further business to discuss, the general meeting of the Board of Directors was adjourned to the next meeting scheduled for September 8, 2011.

Mike Stickney, Chairperson