

MONTEREY PENINSULA REGIONAL PARK DISTRICT
60 Garden Court, Suite 325
Monterey, California 93940-5341



BOARD OF DIRECTORS

Kelly Sorenson (President) - Marina, Northern Fort Ord (**Ward 1**)
Shane Anderson - Seaside, Northern Sand City, Southern Ft. Ord (**Ward 2**)
Katie Pofahl - Monterey, Del Rey Oaks, Southwest Seaside, Southern Sand City (**Ward 3**)
Kathleen Lee - Pacific Grove, New Monterey, Northern Pebble Beach (**Ward 4**)
John Dalessio - Carmel, Carmel Valley, Big Sur, Southern Pebble Beach (**Ward 5**)

Oldemeyer Center, Blackhorse Room
986 Hilby Avenue
Seaside, California

June 14, 2017
Wednesday, 6:00 p.m.

MINUTES

- 1) **6:00 p.m. Call to Order** – The meeting was called to order at 6:04 p.m.
- 2) **Roll Call** – Roll call was taken.
PRESENT: Directors Anderson; Lee; Sorenson and Pofahl (arrived at 6:20 p.m.)
ABSENT: Director Dalessio
- 3) **Identification of Closed Session Items** – President Sorenson identified the Closed Session items and welcomed public comment.
 - A. Instructions to Real Property Negotiators Pursuant to Government Code Section 54956.8: A.P.N. 015-162-044, 015-162-046 and others (Negotiators: Payan and Sutton/Lem/Fischer)
 - B. Instructions to Negotiators for General Manager Contract Renewal Pursuant to Government Code Section 54957.6. Designated Board Representatives: President Sorenson and Director Lee.
 - C. Public Employee Performance Evaluation of General Manager Pursuant to Government Code Section 54957(b)
- 4) **Public Comment on Closed Session Item** – None
- 5) **Adjourn to Closed Session** – Closed Session began at 6:07, recessed at 6:36, then resumed at 9:56 and adjourned at 10:04 p.m.
- 6) **6:30 p.m. Regular Meeting** – The Regular Meeting began at 6:40 p.m.
- 7) **Report on Return from Closed Session** – President Sorenson announced that no reportable action was taken and Closed Session would resume after the Regular Meeting.

8) **Approval of Agenda** – Upon motion by Director Lee, seconded by Director Anderson, the agenda was unanimously approved.

9) **Presentations**

A. Presentation Honoring John Palaniuk for Ten Years of Service

Ranger John Palaniuk was honored for ten years of service with the District.

B. Proposed Running Races at Rancho Canada, Richard Shea, The Rotary Club of Carmel Valley, California

Rick Shea presented the Board with a proposal for running races at the soon be added Rancho Canada addition to Palo Corona Regional Park and answered Director questions. The Board thanked Mr. Shea for the presentation and

10) **Public Comments** – Malia Aldrich, President of Cachagua Community Center Board read a letter to the Board asking that the District to take a more active role in managing the Cachagua Community Park.

Kimberly Boughner, a member of the Cachagua community also read a letter to the Board encouraging improved communications between District staff and the Cachagua Community Center Board.

11) **Consent Items** – Upon motion by Director Lee, seconded by Director Pofahl, all Consent items were unanimously approved.

A. Approval of May 10, 2017 Minutes (*S. Parker*)

B. Approval of Summary of Payments (*K. McCullough*)

C. Approval of Resolution #2017-06, Authorizing a State Habitat Conservation Fund Grant Application (*T. Jensen*)

D. Approval of Legal Services Agreement with the County Counsel's Office of Monterey County (*K. McCullough*)

E. Approval of Legal Services Agreement with Lozano Smith Attorneys at Law (*K. McCullough*)

F. Receipt of Assessment District Citizens Oversight Committee Annual Report (*S. Parker*)

12) **Discussion Items**

A. Consideration of Hardship Request from Friends of Cachagua Children's Center to Provide Payment of Grant Funds in Advance of Actual Expenditures (*S. Parker*)

-Tess Arthur asked the Board to revisit the Cachagua Community Center master plan and asked for approval of the request to advance grant funding.

- Malia Aldrich inquired about the community grant program.

- Director Pofahl asked Ms. Boughner to provide the Board with recent minutes of the Cachagua Community Center Board.

- An unknown female expressed her appreciation for the grant and expressed her desire that the community help one another.

- Another unknown female representing the Carmel by the Sea Rotary spoke in support of the grant applicant request.

- An unknown male announced that he is working with the county to get a church in the Cachagua community and recognized that he has seen a change in the community.

- Debbie Proctor an educator spoke about the importance of parks and encouraged approval of the grant request.

- Paul Behan an administrator at the Carmel Unified School District and member of the Carmel Valley Rotary Club spoke in support of the grant request.

- Marvin Biasotti, retired superintendent of the Carmel Unified School District spoke in support of the grant request and encouraged the District to follow through on its commitment to the Cachagua Community Park.

Upon motion by Director Lee, seconded by Director Anderson, the Board unanimously approved advancing the grant funding request and asked staff to work with the Friends of Cachagua Children's Center staff on next steps in moving forward with the project.

B. Palo Corona Regional Park Soberanes Fire Fence Replacement Contract (*T. Jensen*)

- Jarrod Twiss, president of Ranch Fence gave the Board a handout and encouraged the Board to declare the bid presented by All Commercial Fence nonresponsive and award the contract to Ranch Fence.

-Laurie Petkus expressed concerns regarding the type of fencing specified in the bid packet and commented that it would have been important for All Commercial Fence to have participated in the second site visit to understand the remote are of the project.

- Legal Counsel Michael Whilden recommended the Board find: 1) that the low bidder's bid substantially conformed to the bid documents; and 2) that any irregularity in the bid bond form is not material and be waived and therefore deny the bid protest.

After much consideration and discussion, upon motion by Director Lee, seconded by Director Pofahl, the Board voted 3-1 to not waive the irregularity in the All Commercial Fence bid, found their bid nonresponsive and awarded the contract to Ranch Fence. (Vote: Ayes-Anderson; Lee and Pofahl; Noes-Sorenson)

C. Approval of Contract Amendment with Design Workshop (*T. Jensen*)

Upon motion by Director Lee, seconded by Director Pofahl, the Board unanimously approved Item 12-C.

D. Consideration of Short Term Lease Agreement with Rancho Canada de la Segunda for Administrative Office Space (*R. Payan*)

Legal Counsel Michael Whilden reported that negotiations continue on the draft sublease and recommended that the Board give conditional approval of the sublease subject to the following three conditions:

- 1) That the District have an executed easement providing public access across the Rancho Canada Village property connecting Rancho Canada to the District's Palo Corona Regional Park;
- 2) That the District have the necessary building plans for the Rancho Canada Clubhouse and other buildings; and
- 3) That the District determine that the First Amendment to the Wedgewood Sublease does not place any duties on the District that are unacceptable.

When these conditions are met to the satisfaction of the District's General Manager and the District's Legal Counsel as to legal matters, that the General Manager, or in his absence, the Board President is authorized to execute the sublease and approval of the sublease shall be effective at that time.

After discussion and consideration, and upon motion by Director Sorenson, seconded by Director Lee, the Board unanimously gave conditional approval of the sublease subject to the above provisions.

13) Public Hearings

- A. Review of the Parks, Open Space and Coastal Preservation District and Approval of Resolution #2017-07, Approving Engineer's Report, Confirming Diagram and Assessment and Ordering Levy of Assessments for Fiscal Year 2017-18 for the Parks, Open Space and Coastal Preservation District (*R. Payan*)

President Sorenson opened the public hearing for comments and there being none, closed the public hearing.

Upon motion by Director Pofahl, seconded by Director Lee, the Board by unanimous roll call vote approved Resolution #2017-07, thereby approving the engineer's report, confirming the diagram and assessment and ordering levy of assessments for fiscal year 2017-18.

- B. Review of the MPRPD Proposed Fiscal Year 2017-18 Budget and Approval of Resolution #2017-08, Adopting the Budget for Fiscal Year 2017-18 (*S. Parker*)

Administrative Services Manager Shuran Parker reviewed highlights of the draft budget for Fiscal Year 2017-18 and answered Board questions.

President Sorenson opened the public hearing for comments and there being none, closed the public hearing.

After Board discussion, and upon motion by Director Pofahl, seconded by Director Anderson, the Board unanimously approved Resolution #2017-08, thereby adopting the Fiscal Year 2017-18 Budget.

14) Division Reports – All Division Reports are informational only and may be written or oral.

A. Administration

1) Monthly Financial Report (*K. McCullough*)

B. Environmental Education/Community Outreach

1) Wildflower Show and LGO! Program Highlights – ORAL REPORT (*J. Nelson*)

C. Operations and Maintenance

1) No Report

D. Planning and Conservation

1) No Report

15) Adjournment – The meeting was adjourned at 10:05 p.m.

Shuran Parker

Shuran Parker, Recording Secretary