## March 21, 2019

The regular board of directors meeting of Bear Mountain Recreation and Park District was held Thursday, February 21, 2018, at 6:30 pm in the Senior Center at 10300 San Diego Street, Lamont, California. The District is a political subdivision in the State of California.

1. **REGULAR SESSION:** Regular Session to Begin at 6:33 p.m. at David Head Center, Senior Center.

## 2. CALL TO ORDER AND ROLL CALL:

Mr. Perez called the meeting to order at 6:39 p.m. Board Members present Mrs. Villanueva, Mr. Jimenez, Mr. Horton, Mr. Rodriguez and Mr. Perez. Staff present: Legal Counsel; Mr. Hodges, Mr. Zamora and Mrs. Cervantes.

## **3. FLAG SALUTE**

## 4. APPROVE AGENDA AS TO FORM:

**MOTION** Mr. Rodriguez moved Mr. Horton second to approve the agenda as to form. Motion passed 5 ayes, 0 noes and 0 absent.

## 5. **PRESENTATIONS-** None

## 6. **PUBLIC COMMENTS**

Jose Gonzalez- De Grater of Lamont Chamber of commerce in partnership with AmeriCorps were coming here asking the Bear Mountain Park to sponsor a event that we would like to put together **Cynthia** – our goal is to provide a event for the youth in the community we have named our event a Career Path Way we are planning to invite people in the community to have booths and talk to the youth about different opportunities of getting to a certain career or opportunities for example anybody in education that it's not just teaching only that there is other positions in that area like early child hood home visiting there are different programs to work in **Jose Gonzalez**- part of it is too, we had a resource fair have some of those employers to come out and representatives come out and talk about career paths what got them there talk about get the youth involve and have them start applying and looking towards a goal about a career were are planning on this being on Cesar Chavez birthday on March 30<sup>th</sup> to invite the youth to come out and start thinking about their career and in vesting on themselves and the community as well is a investment on them and the community I hope you all can consider sponsoring the event **Mr. Jimenez-** I think that is great job that you guys are doing brining these type of events to Lamont because unfortunately right here in Lamont there are no organizations that provide that type even and its really important for the youth to know what they want to study that there's options because most people go to College or the University without having a idea of what they want to be and they study the social science when in reality there's a bigger path they could be engineers they could be doctors I think that will be great event and help us put our name out there if we help them promote the event Jose

Gonzales- if we could get community leaders in the community that are doctors lawyers that are in high positions to talk about there career path and how they got there and inspire our youth doctors, lawyers, and local business owners they all started from humble beginning not all come wealthy families Cynthia- we are also planning to do a little section to help out with financial aid any of that were students have questions Mr. Perez- by looking at the calendar schedule we have a private event scheduled however when the term sponsorship what did you mean by sponsor for us to sponsor you Jose Gonzalez- we reserved the date that is us what we mean is waiving the fee the 100 dollars fee to use the hall Mr. Perez- what program is AmeriCorps aligned with Cynthiawe are part of KCSOS the superintendent of schools what it is AmeriCorps has forty mentors and each one of use is placed in different middle school or high school through Kern County I'm out in Mira Monte High School and at Nueva Continuation High School and there's 12 other members in our region in Arvin in Fairfax so we are all in this area we partner up with the Chamber of Commerce Mr. Perez- how many ours is your program designated your specific agreement Cynthia- 1200 hours in 9 months period Mr. Perez- will the participants or the vendors be paying a fee and what would be the parameters or the requirements to bring to the table at your event Cynthia- we are asking just people that we know on a personal level see if they volunteer hours for the event but we would be open if someone came and said we heard about it and want a table we would talk about and discuss it Mr. Perez- I think were all agree that it's a good thing and as far as us we wouldn't be able to take action on that today we would have to put it on the agenda for next month we meet every third Thursday of the month so that would give us enough time to bring it to a vote and possibly wave the fee I welcome the three of you back next month the parameters that we have for sponsoring a event no matter how small our logo to be included in all flyers is something doable and like Mr. Jimenez said it helps us put our name out there is a community benefit so its something that we could bring to the board next month will have it on the agenda and will take it to vote and if everything goes positive will be able to wave that fee

#### 7. ORAL COMMUNICATIONS-None

#### 8. WRITTEN COMMUNICATIONS

#### a. Letter to the board from Petra Villanueva

**Mr. Hodges-** this letter brings some significate liability to the District I recommend discussing it in closed session rather than in open session **Mrs. Villanueva-** okay **Mr. Jimenez-** can we discuss it and then if you hear anything **Mr. Hodges-** I already read it **Mr. Jimenez-** you already read it **Mr. Hodges-** yeas I already read it **Mr. Jimenez-** what you say it's going to bring liability it means that its going to bring liability or it means maybe because there's a difference right **Mr. Horton-** it means were going to discuss it in closed session **Mrs. Villanueva-** it's okay **Mr. Perez-** in the interest of the board were going to discuss it in closed session **Mrs. Cervantes-** in the envelope it says to who it may concern David Head Center and in the letter says why did you close the doors in tennis court in the morning people would in the afternoon too when the warm weather comes there's young people that come and play soccer, it doesn't say from who it doesn't say

nothing who its coming from and there's (profanity) at the end of the letter Mrs. Villanueva- I have a comment regarding the letter you guys closed that did you guys post something or put on the internet that the tennis courts were going to be closed Mrs. Cervantes- there were signs up on the tennis courts and it was in the minutes so we did post that on the website Mr. Jimenez- it's a lack of communication because the people do deserve to know and it goes back in putting it in social media putting a letter to inform the public of the decisions that we make because the decisions that we make effect the people in our area I do believe this could have been handled in a better way by making it more public meaning in social media in our website putting were are sorry we closed this because of this reason and that sounds supper easy Mr. Horton- they walk to the tennis court that its 100 feet away they could easily walk to the office and ask why are the tennis courts closed I'm just going to disregard that letter unless someone wants to come forward and ask questions or what's on their mind I feel that letter is ridicules Mr. Perez-I see it from two different ways why would people wait an entire month to bring this issue up to the staff **Mrs. Cervantes-** we have had people come an ask us and we have explained to them and they were understanding Mr. Perez- did they reference anything that might have been in that letter, I'm glad that we read it under this section in today's meeting I think that person no matter how many error were on that letter took the time to put a stamp on that letter and do their letter in writing put it on an envelope I'm very happy at least on our end that we recognized it and what that being said there was unacceptable language put an that letter and I do suggest that the next time that we close a facility or a area that we do try the social media approach I know that it does open up sometimes to unnecessary verbal attack or written attacks, just giving it a shot letting the public know just as a form of communication

## 9. CONSENT AGENDA

**Mrs. Villanueva-** in the minutes that were given to me are a little wrong the way they were written and there was one of the copies I'm missing a corner from my end I would like them to get checked again and make the changes that need to be done before they are approve because there's a lot of errors Mr. Jimenez- I have a question who writes the minutes and who checks the minutes to make sure that they are accurate I was going through the minutes and they are pretty hard to read them because when the person talks they don't highlight the name and it becomes really hard to read them and perhaps the microphone but I just want to know what's the process of writing the minutes who writes them does somebody review them Mrs. Cervantes- Lucia writes them she listen to them and normally I review them but this time the minutes were chaos they went over three hours and it was hard to understand them and she had a very hard time with the people that were speaking she could not understand what they were saying she was trying to write as much as she could but I think that when we don't understand when someone is speaking were just going to put inaudible speech because there's time when we don't understand what you guys are saying if there's any movement it distortions what you guys are saying you guys need to try to be as clear as possible and when there's any motions make sure your saying who saying the motion so she can get the correct name because everybody starts talking and it makes it very hard Mr. Perez- while we are in the subject the issue that Mrs. Villanueva takes on with the approval with last month's minutes has a direct coalition with the way we behaved in that meeting and I know in the

past Director Rodriguez has tried to guide us in to being more professional as the board and that is the direction that we really need to take when we talk over each other and there's no way that the microphone can separate that noise and there was a lot of that on that last meeting with that being said moving forward we are going to do a better job as a board individually an collectively were are going to do a better job because each an everyone of us is going to push each other to do better when it comes to that maybe speaking a little louder or specifically not speaking over on another with that said I have no issue on tableting the minutes however just like Mr. Jimenez brought forward not to only be conscious with the people on this room we also have to be conscious of the person that is writing these minutes because the stress that we put on each other in this room a long with the public is also being heard in that individual our staffer is writing those minutes so moving forward will do a better job collectively with that with that being said do we Mrs. Villanueva- I want to ask a question when do you do the minutes because when you write the minutes on time you don't have those problems if you write them on Friday your going to have those problems I was a secretary of board member in spanish and the person that did it in english we would do them fifteen days before the meeting and what we didn't understand we would ask the individuals that attended the meeting if there part was what we had wrote so if the minutes are done in time there shouldn't be those errors Mr. Rodriguez- its not a question if the minutes have to be done that next day after the meeting they are being recorded and it was just explained to the board why there was such a mix up on this last month to me I just don't understand why we're talking about Mrs. Villanueva is talking about when is she doing it and so forth that's irrelevant because its on tape if she wants to do it next week and its going to be on the agenda before the meeting but the main issue that were talking about now is the chaos that we had and that's why this minutes are like this and Mrs. Cervantes just explained it to the board and everybody and that's why the minutes were messed up and that's why were going back and look at things different just like you said everyone is going to raise their hand to get the floor speak up and talk about the subject we need to talk about and that's it Mrs. Cervantes- after the meeting the minutes is not the only thing the office manager has to do we are two people in the office we have a person that helps us when needed after the meeting she needs to do the bills before we used to take them to the county and they would do there part now we do all the process the time that she takes to do the bills is almost a week you guys require for us to have the minutes a week before the board meeting that gives us three weeks to do the minutes and this minutes took two weeks to do because how they were the office manager answers phones helps people she's not just siting doing the minutes she has other things to do as well and the person that helps us just comes in if I'm not here or when the office manager is not here we don't have the staff that could help us full time Mr. Perez- before this goes on any further the minutes have been done the way we been doing it since we switch over to this new system we know the parameters when they need to get done and I was here this week and I was here last week and I could vouch for the fact that they were working diligently on those minutes not only to have them on time but they worked over the hours that they needed to, to get them done during this months visit it became apparent to me during this visits how under staff we are we kind of forgot about it because we have been doing such a great job in other things and when somebody wants a little bit more and those things are not being done everybody says why we been doing this such great thing

in other areas were under staff in maintenance were under staff in office were under staff as a district that's understandable the fact that these minutes took longer was due to the comment that I made prior and I just see why were going to move forward with it I have no issue with tabling it Mrs. Villanueva- no wait even though I get out of order your going to allow me this is a legal document if this document is not done right we cant approve this that is not done right Mr. Perez- I agree mine doesn't have does errors yours does I seen that I don't have a issue tabling it for next month Mrs. Villanueva- I have a problem I don't want it stay Mrs. Cervantes- I have a question in the past we were able to summarize the minutes listen to the minutes put the important items that were discussed and it maid it easier instead of writing every single word that everybody says when we right every single word it makes it confusing I don't know if that's something that we can do listen to the minutes an summarize it to make it easier to explain what everybody is trying to say instead of writing every single word everybody says Mr. Perez- recommendations from our legal counsel Mr. Hodges- written summary along with that the recording and the secretary recording can take hand written minutes and that can be used and be approve at the next meeting whether you approve the written minutes there's a summary of the minutes the actual minutes in the recording so there permeant if anyone wants to review the actual minutes not a summary they could get audio copy and put in on a flash card or something Mr. Perez- that's something to consider Mr. Rodriguez- were here to vote or not vote on these items here and Mrs. Petra said we cant pass the minutes if there the way they are she has a option she could vote ves or no what I'm saving let's get the business done here let's make a motion to vote for these items that's on the agenda if Mrs. Petra doesn't want to comply with the voting she could say I don't want to vote on the minutes what I'm saying is let take care of these three items here and move on Mr. Jimenez- going back to what said I understand I would recommend to work with social services they have program if your able to provide someone with training they could come in and work for free they could come in that's something that could help us because right now I don't think we could afford to hire more people staff is already taking fifty seven percent of our annual budget so I think the best option is to go through this social services Mr. Perez- my copy of the minutes wasn't missing any details if the board feels comfortable with it I will entertain a motion to approve items 9.1 minutes, 9.2 pre-sign vouchers, and 9.3 list of bills Mr. Rodriguez- lets make sure that Mr. Jimenez and Mrs. Villanueva are approving the presign vouchers and the list of bills and not the minutes Mr. Perez- items under the consent agenda are consider routine not controversial and approve in a single motion a board member might request to have a item removed from the consent calendar for discussion or to be deferred may include items financial, resolution, policies and procedures matters, we will take individual

- **MOTION** Mr. Horton moved Mr. Rodriguez second to approve the consent agenda item 9.1 minutes. Motion passed 3 ayes, 2 noes, and 0 absent.
- **MOTION** Mr. Horton moved Mr. Rodriguez second to approve the consent agenda item 9.2 pre-sign vouchers. Motion passed 5 ayes, 0 noes, and 0 absent.

**MOTION** Mr. Horton moved Mr. Rodriguez second to approve the consent agenda item 9.3 list of bills. Motion passed 5 ayes, 0 noes, and 0 absent.

## **10. DEPARTMENT REPORTS:**

#### **General Manager Report:**

Maintenance- Mr. Zamora- I closed off the tennis court after the last board 10.1 meeting we need a plan on what we are going to do with that area because I don't like to see it closed off if we are going to patch it I need to know what you guys want to do with it I got prices on demolition if you guys want to tear it down I already got prices on that I got prices if you want to patch it what you guys decide I need to start working on it recently I reached out to one of my Grimmway contacts with a donation to help us with the repairs for the Weedpatch soccer field and they donated 1,000 dollars to Bear Mountain Recreation so if you want to thank Grimmway farms for there donation they been helping us out, since we changed our janitorial supplies to Central Sanitary Supply just in our first order we saved \$154.53, and the Weedpatch soccer field we started to work on it we rented a tractor we tiled it up real good because the ground really needed it and we began dragging it to remove all the grass to start leveling it just when we started doing that the weather went bad and we been waiting on the weather hopefully it clears up, we could fix the field we could level it but its not going to do any good if we don't address the real problem that its gophers and there is a machines that use in the schools that's why you don't see gophers what they do they contract someone to come out it's called the PERC they let out exhaust fumes you don't need any kind of license or permit to use the machine I did research on it for someone to come out for 16 hours work be almost the same price of what the unit itself and it would help us out, the grading permit I got a hold of engineering, surveying and permit services department I was told we wouldn't need a grading permit if we are not removing more than 50 cubic yards of soil and does not fall in the guidelines which we don't because we wont be grading more than 2 feet Mr. Hodges- are any permits required Mr. Zamora- that's why there's 50 cubic yards, and if you guys don't know the Weedpatch soccer field is a sunk for the water for the drains so when the gophers dig there tunnels when it rains it starts settling and that's a big problem it could look level one minute and then it rains and you could go out there and is terrible, we really need to take of those gophers and about the motor that I replaced at the pool I contacted the place where I purchased it Electric Motor Works and I was talking to one of the sales guy and he told me that the motors that they sell have to be energy efficient there not going to save you a lot of electricity but they are energy efficient Mr. Horton- I have a question about the machine you said it was 7,000 dollars to purchase it and you said the school district actually have some one come out and do that is that what your talking about that they would come out for the 16 hours Mr. Zamoraits almost the same price of having them come out Mr. Horton- so its better to purchase it Mr. Perez- on question to our legal counsel in regards to that machine if we obtain that machine would there be excluded from subcontracting out or renting out that machine to school districts Mr. Hodges- we shouldn't be Mr. Perez- seeing that they already contracted business with a company bring out that machine for a certain amount of time Mr. Zamora- the Greenfield School District when I see them out there using the machine I will stop by and talk to them there really knowledgeable the Fairfax School

District there the ones that led me to the direction **Mr. Perez-** as for us renting that machine out after we use it for our use and when we are done using it because it doesn't sound like we would apply it that often would we be able to rent out that machine out Mr. Hodges- I don't see why not it would be like renting other district property Mr. **Perez-** is just something to consider and thank you for saving us money and getting us that donation and thank you to Grimmway Farms Mr. Jimenez- can you share with us the prices for the tennis courts to patch it or save it you said you had different prices Mr. Zamora- I don't have the quotes on me Mrs. Cervantes- if you want you could forward them to me and I can email them Mr. Jimenez- do you have like an estimate Mr. Hodges- you could discuss this item 12.2 when your discussing the Bear Mountain tennis courts like that he could find it **Mr. Jimenez-** I just wanted to ask him questions of different things will just wait for him to come back Mr. Zamora- is under prevailing wage Mr. Jimenez- in regards to Weedpatch Park the plan is to put grass on it Mr. Zamora- yes Mr. Jimenez- I also wanted to thank you for the donation that you got that is something that we needed and your finding them for us and I believe your saving us legal fees by bringing us the information and give it to the legal counsel and he can say its okay not like other times he does the research I think your saving us money in different ways and thank you for your work and thank you for the calendar now we have something to tell the public and they will be able to appreciate your work and everything that you do Mrs. Villanueva- is there poison for the gophers Mrs. Cervantes- there is poison but you have to be careful because it could go to the neighbors we can poison a dog Mr. Zamora- the poison that we inject we injected through out the years since I started working here its seems that when we inject it they just come out of the hole so we have to try something different its just not working will go out there one day it will be nice and cut and next day you see gopher holes everywhere Mr. Perez- just for the record before we move to the next item can you summarize some of the quotes for the patches

Recreation- Mrs. Cervantes- the girls are going to San Francisco they have a 10.2 training tomorrow they probably left by now for the Jr. Giants and they already started working on the Easter egg hunt, Rosalva had an idea of having a health fair with the Easter egg hunt there's some organizations that come out will make it a little bigger than what we do and have some booths, she's going to organize that they could come out give information and play games with the kids, the dates for that will be in Arvin it will be Friday, April 19<sup>th</sup> from 4pm to 6pm and in Lamont it will be Saturday, April 20<sup>th</sup> from 12pm to 2pm and she also sent out donation letters to different organizations to see if we can get help to pay for the cost of the eggs the candies Mr. Perez- I don't know if we have contact with AmeriCorps Mrs. Cervantes- I know she's talking to someone from AmeriCorps Mr. Perez- there's AmeriCorps national program and many organizations through Kern County will utilize AmeriCorps for different things Mr. Jimenez- is there a way we can do a Easter egg hunt in Weedpatch Park too or have we done it in previous years Mrs. Cervantes- we haven't done it most of the people from Weedpatch come to the one here Lamont and she advertise it cause she works at Sunset School, Vineland School District Mr. Jimenez- I think since were planning a great event we should do media release so the media could come here maybe put us in the news and also do you have a list of the organizations that we are asking for donations Mrs. Cervantes- I don't

have that list the Recreation Coordinator is the one that would have it since she's the one sending out the letters Mr. Jimenez- as a board are we able go out and ask for donations from the businesses Mr. Hodges- individual are you able to go out and solicit donations if the board approves that you could do that yes you cant act on behalf of the board under your own malicious Mr. Jimenez- if the board creates a letter that it's for everyone were able to right Mr. Hodges- if the board has a project that is working on and the board approves board members going out and soliciting donations with a approve letter then yes Mr. Jimenez- I believe we have a letter right Lorena Mrs. Cervantes- it's not approve Mr. Hodges- you have to be careful who you solicit donations from government entities just cant give donations to other government entities that's miss use of tax payers money its easier to get from private companies Mr. Jimenez- so as long as your requesting them from private companies you don't run risk right Mr. Hodges- as long as the board has approve the letter that your using and the board has approve solicitation for that specific event the board has approve board member to solicit donations then you should be fine Mr. Jimenez- I would like to put on the agenda because I know some businesses that perhaps would like to help us Mr. Perez- you could hold that off till directors time Mr. Jimenez- for the event that were doing are we planning to get any sponsors because I know some events we can host the event and then we could have sponsor booths and charge them to come Mr. Cervantes- It's always a free event we never charge Mr. Jimenez- you would be charging the sponsor to provide a service to the community Mrs. Cervantes- we have never done that before its something that we are sponsoring that we are doing Mr. Jimenez- I know that our legal counsel said that we are not able to ask for donations from different government agencies however can we ask them to come to the even and be part of the even for example we had a Lamont clean up the other day and they had Rudy Salazar, Melisa Ortado coming to it and they even donated to the event so I'm not sure what is the difference Mr. Hodges- you just cant act on behalf of the board by yourself it has to be a approval for a individual board member to go out into the public and represent the board so the board is doing something and they appoint Mrs. Villanueva to go out and solicit something then she could go out and take that action but she cant just go out by herself and say I'm acting on behalf of the board Mrs. Villanueva- I have a question on that so the donations are different when you ask for them trough a district in this case like the school district and us because they are government entities Mr. Hodges- as a government entities you can't give other entities because that gifting other entities tax payers money and its treating other entities different we could absolutely go out to the community as a district and ask for donations Mrs. Villanueva- so there is a letter here to be able to go ask for donations to the businesses or other government entities Mr. Hodges- the district currently has a solicitation letter is used by district employees to seek funds for different projects approved by the board if the board wants to go out individually and solicit donations that needs to be approve by the board in order for you to go out and say I'm acting on behalf of the Bear Mountain Recreation and Park District board of directors you need that authority to act individually Mrs. Villanueva- okay

**10.3** District Manager- Fundraising workshop and Grant workshop updates. **Mrs. Cervantes-** Mrs. Villanueva wanted me to give an update on the workshop I attended in Delano and also on the grant workshop I attended I'm going to pass out information that they gave me on that and for the fundraising one it basically talks about how to fundraise on line ho to do it like on Facebook what we would have to do to get donations short description photos be more active a story that you could tell someone to get there attention that its going to want to make them donate that's the basic that they thought us on the fundraising class and on the grant writing is also the basics on grant writing how you do your grants the overview what you focus on what the readers focus on it gives us samples of RFP and what the grant writing terms mean Mr. Perez- we took advantage that we got a free opportunity to attend the training it took place in Delano it was around a 3to 4 hour training not as comprehensive as I hoped however it was very beneficial as far as pointers that were given but my biggest take way was across the board many different organizations were struggle with the same things that we have with the same things that we struggle with when it comes to online fundraising doing it how to do it when to do it and with that being said it wasn't as comprehensive as I thought it would be but it was eye opening because there were younger organizations there that one would assume that would have the online presence and that wasn't the case so for us that were kind in the middle were like okay its something that we need help in however were are not to far behind but it was beneficial and at the same time we were able to mingle with different organizations and connect with them on line so we could see when they do the ask when I say the ask when they solicit donations on line Mr. Jimenez- I'm really glad that you guys are going to those events however the most important part now applying what we learned so maybe we should come up with a donation plan that we could apply what we learned fundraising and grant that's the hole point of going Mr. Perez- in the topic of that is something that I see as a part of a action plan for next year just how we budget the money from July to June or June to July one year to the next 2018-2019 following that type of fiscal year I recommend that we also designate budget and action plan for our staff because I can guarantee that at the begging of this physical year maintenance did not have to worry a thing about that tennis court and now there inundated with that problem and now it's a site for swore eyes now were receiving letters but they had no budgeted plan to fiscal focus on it or work on it were just with any other thing they have to allocate that time there having to look for that time and what happens its one park doesn't get mowed and then we have that community in here saying your ignoring our park we are working with a fix number of staffers and I think just like you said we should implement what we learned in a structure way we need to implement that for next year we have the dates when is the best time to ask for money best time to ask for donations we need to allocate that in an action plan and monthly meet on results what have we done did we do what we said we were going to do by six months are we on pace for the end of the year if were not least talk about it lets document it if its acceptable great if its not acceptable then follow to what that may lead but in our mind when we are working with a fixed amount of staffers we have to get used use too not only budgeting money but budgeting there time because if we don't do that were going to burn ourselves out but absolutely agree with Mr. Jimenez we need to apply it I think this next year is going to be an excellent time for it this fiscal year is coming to an end it gives us an opportunity to take a breath approach this next year and budget for it and also allocate time and staff attention to create a action plan for the year Mrs. Cervantes- also I forgot to mention Mr. Perez and I will be attending a workshop for prop 68 February 28th from 9am to 3pm and that's when they are going to give us the guidelines for the application

Mr. Jimenez- we need to budget the time of our staff I think it would be very helpful if our staff can provide us a calendar that way we could know how to budget time better and I also want a update regarding the meeting that you had with David Couch and our General Manager went to the Committee Progresso De Lamont meeting and I want to see if there's a update on that as well Mrs. Cervantes- we meet with David Couch yesterday Mr. Rodriguez and Mr. Perez was there as well Mr. Perez- Director Rodriguez and myself and the General Manager sat with supervisor David Couch we meet with him for a hour and we went over many different items in regards to our district our functions who we serve what we do the different facilities that we have and the different means that we have for each facility, Mr. Couch also provided some information on something county oriented that is beneficial to this community as well and other communities that he serves within this district that was discussed his main focus of conversation was a program called Know Your Numbers it's a health intuitive aimed at curtailing diabetes this county has a high number of individuals that suffer from heart conditions and diabetes so diabetes being one of the initiatives focus on in the community of Buttonwillow was able the Recreation and Park District was able to cosponsor it were they lend facilities to the county, county came in with different staff and also a personnel trainer what they did was take in people they measured there sugar level they took there vitals they measured there cholesterol and gave them there number how at risk they were in danger to diabetes and what they did they provide nutrition classes they provided exercise classes as well and what they found throughout the life of that program the community wanted to keep that program alive even without the county's help it's a program that the community embraced it was having a impact in a positive way the participants in Buttonwillow wanted to replicate that and other parts of the county including Lamont if we as a district were to want to participate in this we have to consider cosponsoring this type of event Know Your Numbers the duration is 6 to 12 weeks however in Buttonwillow they decided to do it all year around in the future if we were to partner up with the county with Know Your numbers we would have to consider cosponsoring and providing the David Head Center or the Senior Side that way they would have a place to have that event they don't charge the community or participants anything in fact they look for donors to off set the cost of the personnel trainer that they have for his transportation and for his time, that was the main topic of that conversation we also discussed prop 68 and potential partnering with the county and making ourselves more attractive as far as being granted a grant from the state and we talked about what it would look like if there was a flat fee, reimbursement money that we are going to be given to each district but essentially we talked about developing that partnership and getting us a better opportunity to get funding from prop 68 we went over the list of needs from different sites with the tennis courts being one of those topics we also went over the specific type of funding that we utilize past years with different supervisors CDBG funds Mrs. Cervantes- he felt that he could apply for those and help us out and that's how we got our parking lot through CDBG funds through Karen Goh also our pools were through CDBG funds through Rubio Mr. **Perez-** those items were discussed **Mr. Jimenez-** to apply for the CDBG funds do they have to apply for us or can we apply Mrs. Cervantes- county does it, in the past county has always applied for them and gave it to us Mr. Jimenez- but do we have the option to apply by ourselves Mrs. Cervantes- that I don't know because its always been through the county I think that is something that the county needs to do Mr. Horton-I'm familiar of

that through the City of Arvin a entity cant do it, it has to be the county or a city Mr. Perez- is something that he was willing to do for us on our behalf Mr. Jimenez- there was also a meeting with Progresso De Lamont Mrs. Cervantes- yes I went to the meeting they talked about the air quality they also discussed that they had meet with County regarding getting funds for parks and recreation and they talked about that they were able to get something, that there's no funds right now but that there's going to be funds for Parks and Recreation and Recology is going to put money in there for Parks and Recreation and the County is going to put some money in there and once those funds are in there they are going to be able to be used in our Parks currently the grants they apply for have to be for County Parks and they recently just got a grant for Lamont Park were there going to be replacing there filed with artificial field that's what they said at the meeting there was a question that Jose Mireles asked me regarding you Yovani he asked if the District had received a grant for 100,000 dollars that you had got for the District for Bear Mountain Recreation and I told him I wasn't aware of it Mr. Jimenez- I haven't spoken to Mireles I spoke to Gustavo but I spoke to him in regards that there might have been money in the County that we could use to do soccer fields and I asked him about it and he told me that it was County money that it was not for us directly Mrs. Cervantesmaybe that's were they got confused cause they thought that you had got a grant for us for 100,000 dollars Mr. Jimenez- no I just asked them about it Mr. Perez- I was hopeful that it was something separate just for clarification purposes that group meet with County Officials I was present at that meeting in place of the District Manager she had things to do here she asked me to go in her place and throughout that meeting on of the Directors of Kern County Planning Development said congratulations Lamont received this is the clarification Lamont received 100,000 dollars in the budget its not like they cut the check its in paper somewhat of money to be drawn for the Community of Lamont in 100,000 dollars for soccer field, when we were meeting with David Couch yesterday I brought that up and he said 100,000 dollars in County that doesn't really take it a long way however that money is there, that is that clarification I think that fruits the labor of the committee the money is there how they can use it and if its going to be enough I don't know Mrs. Cervantes- it's a plan there still working on that I'm still meeting with them they want us to be a part of it of those meetings when they talk to Parks and Recreation that way they can see that we are involved Mr. Perez- and just with the clarification with the East Kern in reference to the money through additional tax revenue through Recology it wasn't going to be specific through the Recreation and Parks it was going to be able to be use for Lamont and Arvin including areas of Greenfield I believe because it was everything east of the 99 as far as us so we would defiantly be able to tape into those funds but there not specifically for us but were going to be able to draw from it as far as applying saying we have this project we need this money the money is there we have a higher probability to be able to use it nobody outside of this area will ever be able to use a cent of that money the way that they protected it Mr. Jimenez- the money is for Lamont and Arvin right Mr. Perez- Lamont, Arvin, Weedpatch probably Hilltop, Greenfield, DiGiorgio Mr. Jimenez- so maybe I'm wrong but I had the understanding that money is County money and that it goes to County Parks Mr. Perez- no its County money but its set up in a way that the County cant utilize it to pay there pensions cant utilize it to pay for County Park on the opposite side of the 99 essentially they just got it were if its outside of these pedometers that money cant be use for anything outside of

those pedometers anything inside those pedometers if its County if it's a Special District if it's the City of Arvin they can apply to use it, its in a way County money cause they are the ones collecting it the tax however it could be utilize for not only County property but for Special District property like our parks and I do believe it doesn't exclude city property as well but I think we do have a advantage the city has more resources than our District it currently started like 1 <sup>1</sup>/<sub>2</sub> months ago within 3 to 6 months there's going to be an accumulation I think that at the end of the year there's a lump some of 200,000 to 300,000 from Recology and that money will only be applicable to be use in our area but it doesn't exclude areas that are within that area Greenfeild can also apply for it Hilltop, DiGiorgio, Couch said that Mr. Jimenez- is there any way that we could talk to Committee of Lamont ask them for the grants that they are applying like you said they are very successful getting and applying and getting grants for areas like Lamont so maybe if they share with us the information we can do our own application Mr. Perezwill just reserve that for directors time so we don't get to far of the topic but it's a good suggestion and I want to commend our District Manager for being a part of those meetings

# 11. CALENDAR OF EVENTS:

#### **11.1** Committee Meetings- None

11.2 Events- Schedule for David Head Center- Mr. Jimenez- are we updating the website with the events that we are having in the David Head Center because I believe that we talked about it in our previous meeting that we were going to update them with the job fair and different things that happen during the last month Mrs. Cervantes- we haven't put the calendar on there and I wanted to ask and tell you guys something about that too sometimes when they come and reserve it they don't give us a flyer they don't give us information of what there having or what they are doing that's why we put private event because we don't know what they are doing they haven't made it open to us that its for the public to come so unless they tell us you can post this is for the public there's information that we know that its open to the public because they come and post it afterwards they don't tell us that when they are reserving it sometimes they just put meeting they don't go into details of what they are doing Mr. Jimenez- is there a way you can ask Mrs. Cervantes- we ask and they don't give us information all we could do is ask what they are doing what they are having if we could post it but if they don't give it to us we cant do it Mr. Perez- is there a form that they fill out when they are going to use it Mrs. Cervantes- they fill out the rental application they put there's a meeting like the job fair we new it was a job fair but they didn't bring anything out till last week but I will put the calendar up Mr. Perez- just out of curiosity is there anything on that application were it says do you want to, or add a box do you want us to put any information of your event on our website something like that Mrs. Cervantes- there's nothing on there Mr. Perez- its seems like is something no controversial does legal have any recommendations Mr. Hodges- changing the rental form it needs to be change to the board and you cant make a point to sponsorship a event it just has to be language would you like your event to be posted on the Districts Calendar

11.3 Events- Senior Center

## **12. DISTRICT BOARD MATTERS:**

### 12.1 2018/2019 Board Committees

Discussion regarding the current list of Committees; whether any Current Committees should be dissolved; whether any Current Committees should merge together; and whether any new Committees should be created.

Potential Action:	Approve Current List of committees;
	Approve Dissolution of Specific Committees;
	Approve Creation of New Committees;
	Approve Merger of Specific Committees.

Chairman to appoint Board Members to Approved Committees. Mr. Perez- it was your recommendation because of what took place last month Mr. Hodges- my recommendation is on the agenda because the committee policy that you guys approve requires a creation of committees, dissolution of committees, merge of committees, just changing the committees needs to approve by the majority of the board on record and it wasn't really clear last month what exactly happened with the committees so I wanted this to be on here so that it was really clear on record and that through votes what committees still exist as of last month no committees were change because there wasn't a vote to dissolve or create any committees how you guys are operating right now is based on what committees existed prior to last meeting that's the committees exist currently there should be a discussion relating to those committees that exist to see whether you want to keep all of those or whether you want to merge them whether you want to dissolve some or whether you want to create new committees and whatever action is taken related to those whether is dissolution or creation it needs to be done through the majority of votes Mr. Jimenez- from reading the minutes it's my understanding our chairman gave a directive he said something like I direct resolve so that means his not able to give directive to take out committees to put people in a committee Mr. Hodges- the chairman is able to create ad-hock committees the board by majority decision needs to great the committee if its not an ad-hock committee once the committee is created and with the board committee policy has given the chairman the authority to appoint board members to those committees that the board has approved Mr. Jimenez- I'm confused right there because it says may appoint so it means that he may appoint if there's no objection and if there's a objection then it goes to vote right Mr. Hodges- that's not the way that the policy was written if that's what you want you could amend the policy so that it says if there's objective then it goes to vote but the way the policy was written is the way is been practice since my predecessor was here for thirty something years the chairmen always appointed the board members to the specific committees Mr. Jimenez- is this the way that is practice in other boards or other boards have different ways Mr. Hodges- is going to depend on their policy but there is no right way or wrong way to do it as long as your following your policy Mr. Perez- just for further clarification as a group as a board the committees personnel committee that one committee as a group we create those and as a group we delete those ad-hoc committees is the exception of that right **Mr. Hodges-** it's a committee for a specific purpose **Mr.** 

**Perez-** and once that purpose is done that committee dissolves as far as the members of the committee of its self-that's were the chairman may appoint and that's how its been since the formation of the district in the 50's and when we recently updated that it stayed the same nothing really changed besides being able to form an ad-hoc committee Mrs. Villanueva- regarding the committees the problem is not if they are going to be made is that what we had voted for example that you were going to put the plan of five years you were going to have it with a budget because they were together its what had been done its what was voted on, on that I agree what I don't agree with is the authority that the president has that he could remove you from committees and place you on other ones because to my understanding one law can go against a person being decorated or against we cant go with certain by-laws under the law because the by-laws protects all people to give there vote in my case I feel discriminated in that situation in that situation because I didn't vote to approve the by-laws that the president can decide for me what was approved in December was the committees that you created on that I agree with and would approve but on what said about that the president could do wasn't voted on Mr. Horton- you did approve the by-laws Mrs. Villanueva- no Mr. Horton- yes you did it was always made that way and when we added and amend to do the ad-hoc committees you knew that, that was there did you not read it Mrs. Villanueva- they were not approved Donny what was approve that day were the agreement and other things that were done I have all my notes and what was not approve was that because when we were going to discuss it we didn't have time and you moved to the next item but this part was not approved that part I'm not okay with because the president cant have a vote more than us because we are five Mr. Horton- my point is how long have you been on the board its been this way all the time you should read the by-laws instead of waiting till your remove from a committee and then have a problem with it Mrs. Villanueva- there not by-laws there the government rules I have it here and its what wasn't approved there not the by-laws it's the General Rules of the Governing Committee Mrs. Cervantes- do you remember the section that it was approved on Mrs. Villanueva- no what was approved were the changes of the committees but this wasn't approved what was approved were agreements but not this Mr. Perez- what she's referencing too is that the policy wasn't approved I don't believe that to be true but incase that is true we still have by-laws dating back to 1957 since the formation of the district that gives those same powers to the chairman its nothing new nothing controversial the chairman may appoint members of the committees the board we vote to form a committee but the chairman can appoint somebody to the committee or can also remove somebody from the committee and the General Manager pointed out item 12.3 from the meeting in January 17, 2019 section 12.3 discussion and potential action Director Horton moved Mr. Jimenez second to approve item 12.3 which is the Bear Mountain Recreation and Park District committees policy Director Horton, Jimenez second we took a vote 5 ayes 0 noes 0 absent just to clarify that we did bring that to vote and everybody was present and it passed I have in front of us for potential action this is were we have to take care of business how Director Rodriguez said **Mr. Jimenez-** the only think that I would like the chairman to take into consideration that we are all board members and that are votes count equally therefore we all have the same rights and responsibilities to the party whenever you assign us to committees you have to be fair and they way you have it in the last meeting you are serving in three committees Bob is serving it two committees Donny

is serving in three committees I'm serving in one committee and Petra is serving in one committee so I find that to be unfair and injustice we all have the same rights responsibilities Mr. Perez- but we don't have the equal experience or the training right Mr. Jimenez- right Mr. Perez- into relations to you coming in new as a board member Mr. Jimenez- that would be discrimination Mr. Hodges- discrimination is based on protective classes so in order to claim discrimination you have to claim that you are being discriminated based on a protective class that would be like we talked about in discrimination and harassment training that we went to age, sex, gender, race all the things in order to put that forward your being discriminating against number one I don't believe it should be discussed in open session this is a closed session agenda item and number two and a lack of experience or experience in other areas is not a protective class I think if this wants to be discussed further that you guys should put it on the agenda for a closed session item because this relates to potential litigation Mr. Perez- just to add context when I came on to the board there was a chairman that was on his way out because he didn't get re-elected and right before he held a special meeting and he reorganized all the committees meaning if you were on a committee or if you weren't on a committee he got to choose who got to stay who got to go who was here who was there and that did not get as much discussion because that was in his right as a chairman even if he was going to leave the very next month the next chairman didn't have a issue with it and the board didn't bring it up we were all assign task and we did our jobs, here I have as a potential action we don't need to approve the current list because that's what we have but what we need to approve is the dissolution of specific committees Mr. Hodgesbefore you go into potential action your going to need through this discussion regarding current list of committees that means were you present it to the board whether current committees should be dissolved that another discussion item, whether current committees should emerge together that's a discussion item under 12.1 and whether new committees should be created that's a discussion item and based on discussion there's a potential action there's four potential actions here you could decide what of those potential actions to take or take multiple actions under this item we need to go through this discussion to take a potential action Mr. Perez- the current list of committees that we have are the first committee listed here is Personnel Committee second is Budget Salary and Finance the third committee that we have is Capital Projects Maintenance and Capital Improvements the fourth is Steering Committee the fifth is the Five Year Plan Committee number six Grants Committee number seven Program and Fund Raising Committee number eight Arts Culture Committee and number nine Presentation Committee Mr. Hodges- the discussion should move if any of those committees should be dissolved or merge together or whether a new committee should be created because you don't have the ones that you want Mr. Perez- I don't believe we need the Arts and Culture Committee because anything related to that policy related to that policy that we have in place comes up we could form a ad-hoc committee if there's a big enough project we can get that done and dissolve that committee when that project is finish also the presentation committee I think that would be better as a ad-hoc committee since its something that its not going to be regular its something that we have as a project so presentation committee should not be on this list of committees any longer we also talked about Capital Project Maintenance and Capital Improvements as a committee seeing as when big projects come up we could form a ad-hoc committee we can get together form the committee work with maintenance

and the General Manager and get that project done and when that project is done we could dissolve that ad-hoc committee and move on to other projects and also the steering committee is another committee that I think it hasn't been utilize properly in the past I think it could also be replace with a ad-hoc committee whenever we need to complete a specific task, I think this is one of the committees we talked about merging with the five year plan I removed that from being dissolved any discussion for committees to not exist any longer arts, presentation, capital projects maintenance and capital improvements Mrs. Villanueva- a question in the arts committee didn't we do the by-laws it doesn't matter it could just be removed Mr. Hodges- there's no by-laws regarding to the art policy a policy related to art projects there's a application procedure that somebody has to go through then that application is reviewed by the board and approved I think what was proposed to you by the chairman was a dissolution of this committee with the understanding that if a big art project presents its self a ad-hoc committee will be formed related to that project **Mrs. Villanueva-** so then the applications are going to be available if someone comes Mrs. Cervantes- yes they will be available Mr. Hodges- your policy regarding to the arts project will exist whether the committee exist or not Mrs. Villanueva- okay Mr. Jimenez- so the only one that has the power to create an ad-hoc committee is the chairman correct Mr. Hodges- or the majority of the board if the president will not create a ad-hoc committee Mr. Jimenez- how does that work without violating the Brown Act Mr. Hodges- at a regular meeting you can create a ad-hoc committee a ad-hoc committee still needs to follow the same rules to people it can be created by the chairman on a directive and two board member or a member of the community are appointed to be on that ad-hoc committee if the chairman doesn't want to create that ad-hoc committee the majority of the board at a regular meeting or a special meeting can vote to approve a ad-hoc committee so if the chairman didn't create it and 3 or 4 of you wanted at a regular meeting you could create that committee Mrs. Villanuevaif I wanted to make a group with Yovani that it wouldn't be with the committees can me and him start working or do we need to be established in a committee Mr. Perez- but I believe the answer would be yes however you're not eligible for compensation for that work but yes get together and work in as many things that you can what I'm hearing I want to work I want to work but we also have to work together its great to hear people fighting who's going to work on what but you also have to think how were going to do to work together I come and I work with the district manager regularly but I don't get compensated for that I come in because there's different things you need to talk about different things that need to come up we work I'm not eligible to get compensated for it but I still come in and get work done Mr. Hodges- yes you guys can meet to discuss a project however if you two meet neither of you could go over and talk to another board member about what you discussed because that would be a serial meeting and a violation of the Brown Act if you two want to meet or you and Bob want to meet or Jesus and Donny want to meet to discuss a project whether is on a committee or not your absolutely free to do that you just have to stop the conversation right there between those two if you decide this is a good project and you want it to be a committee then you put it on the agenda and you bring it to the board and the majority of the board approves the creation of that committee then its created Mr. Perez- so whatever you guys work on you contact the District Manager to put it on the agenda and then in front of the public and the entire board for example me and Donny we meet about a soccer project and we think its now

worthy to bring it to the board and this is what we talked about and that's perfectly applicable for it Mrs. Villanueva- the second thing that wasn't clear to me is when you said that Yovani couldn't be in other committees because he was new Mr. Perez- I didn't say because he was new Mrs. Villanueva- I remember when I got here as a new board member and you too we were given the opportunity to work in three of the committees and even you and Fredi had to put yourself on the fourth one because no one wanted to I think he should have the same opportunity to be in another committee if were going to remove committees whoever doesn't have time that cant come in the morning or in the evenings because I'm going to start school in the morning so its going to be hard for me to come in the morning I'm going to be coming in the afternoon in what committee can I come Mr. Rodriguez- we are going back to what we were talking about earlier getting involved to things that don't pertain to this agenda now if I read it correctly currently list of committees so to me that's what we are here to do if you want to delete some of them lets approve this item and go to the next Mr. Hodges- not necessary approving committees, potential actions that you can take you don't have to take all four of these options Mr. Rodriguez- I understand that I'm just talking about the first one Mr. Hodges- but you don't have to approve that the board needs to determine which committees are going to be approve for 2018-2019 Mr. Rodriguez- he already has done that I would like him to say who is on the committees that have been approve from the previous meetings and vote on it and that's it Mr. Hodges- the problem with the previous meeting there was no board action that why it was put on here so you could discuss and you could determine which one should be merge which one should be dissolved which one should be kept Mr. Perez- legal counsel wanted me to clarify that Yovani is currently is not in any committee because that action wasn't taken during last meeting last meeting it wasn't clear that's why we are here to clear that the discussion we have been getting clarification on many different things including how we are forming these committees and what committees were recommending, I recommended to get rid of the arts culture committee the presentations committee and the capital projects capital improvements and maintenance committee but we are also entertaining discussion if you want additional one to be taken off if you don't want one to be taken off rather any current committees should be merge together and that's one of the topics that we suggested at the last meeting is that the five year plan committee and the steering committee be merge into one that's another possible action potential action that will be taken today seeing that the steering and the five year plan kind of go hand in hand Mr. Horton – just for clarification so each of these items if we do decide to take with we do separate right Mr. Hodges- yes Mr. Hodges- we have already discuss from last time right so the next thing to do is the dissolution of committees that's what we need to do Mr. Hodges- yes Mr. Perez- we have potential approval of dissolution of arts culture we have presentations committee and capital projects capital improvements and maintenance committee to be dissolve Mr. Perez- Director Horton moved Director Rodriguez second motion passed, do we have any discussion on the creation of new committees Mr. Jimenez- do we have a safety committee because I was reading over the CAPRI summery and it states there that we have a safety committee that meets once every three months and that they are sending them a report and that the report is coming out successful that there's no safety problems I was wondering if we have a safety committee and if we don't have it if someone is presenting those reports to us as a board Mrs.

Cervantes- it's a internal safety committee that's what CAPRI requires no board members are in that committee and there not on any of the district its internal its by staff maintenance, office and recreation whoever is working at the time and when we meet he has reports that he sent to us he does a walkthrough the park and he presents what his been working on and what we have to do is a OSHA safety class he down loads it from the internet and we over the safety class and that's what we have to present to CAPRI we have to present the minutes from the safety class that we took and they also provide information were we can get safety classes that's what they require from us and what we provide are the minutes Mr. Jimenez- do you ever provide those reports to us in the meetings so we could be aware of any situations for example the tennis courts has been like that for years and I was wondering if that was reported to our administration if our administration reported back to us what do you guys look into when you guys go out there to find safety problems Mrs. Cervantes- he does a walkthrough of the playground Mr. Perez- were getting off topic the topic is creation of new committees Mr. Jimenezwe should create a safety committee that meets once every four months so we could do a walk through of the district to see if there's any safety violations so we won't miss cracks on the tennis courts and basketball courts Mr. Perez- the committee is not created Mr. Jimenez- the by-law committee us as the board members have the responsibility to read the by-laws because basically the by-laws dictates and we made the mistake before that we didn't update the by-laws for so many years so I just want to make sure that, that mistake doesn't repeat Mr. Perez- when we brought on our district counsel many items inside our by-laws were updated we had items that hadn't been updated in since the 80's and we had a lot of work done we got employee handbook for example that updated I feel that we updated everything that was necessary Mr. Jimenez- us as board members should have a say if we want any changes in the by-laws as long as everything is legal then we could move forward for my understanding the way we updated the by-laws is by our general manager and our district attorney they went through the by-laws they went through the handbook so basically they made the recommendations to us and the way I think it works the board makes the recommendations to the management and to the legal counsel Mr. Hodges- the way the by-laws are drafted currently are legal if you want to make changes there's nothing to stop you from making changes to them regarding the updates that were previously done including the employee handbook that recommendation was not made by the district counsel myself and the district manager we were directed by the board to update these and present it to the board wish they were the board reviewed them for a month and then and came the following month and approve the employee handbook and came back two months later to approve the updated portions of the by-laws because of the resolution because is more than just of a review that night Mr. Perez- just with the safety it could be something that would be better in a ad-hoc committee were you go in with a specific task like you said a safety topic is once every six months I could see us forming something temporary addressing it dissolving it and just with by-laws you don't need to necessary need to meet every month for it if you find a issue with something bring it to the board we could form that committee if that's a committee that you want to bring forward I'll entertain a motion for it we could vote on it, I will entertain a motion of a creation of a new committee being a by-law committee to be form, 2 ayes 3 noes the committee is not form Mr. Horton- I think we should merge the program and fundraising committee and the grant writing committee that could be

one committee I make a motion that we merge the program and fundraising committee and the grant committee into one committee Mr. Jimenez- I was thinking more program and fundraising committee because if you want to develop a program for example a after school program Mr. Horton- it's the program and fundraising committee Mr. Perez- it was already merge prior of you coming on this is the on that was approve before Mr. Jimenez- I think program and fundraising go more a like because if your trying to do for example a sports program for example you could find a way to fund raise that program and that program could come a reality grants and fundraising it talks years to do it we haven't got grants we got one trough committee but that's the only one in many years grants and fundraising is going to be difficult is my opinion that grant and fundraising go together Mr. Horton- they are already together Mr. Jimenez- leave it like it is Mr. Villanueva- if you guys are going to put these two committees together who is going to write the grants we are bringing the idea and the manager is going to write them right Mr. Perez- that takes us off topic will leave that for directors time it's a good question for directors time for merge now not appropriate because it takes us off topic we heard the discussion and will take it to vote 3 ayes 2 noes 0 absents the motion carries and now the program and fundraising committee and grant committee is one committee, I would like to make a motion to merge the five year plan Mrs. Villanueva- combining the five year plan wouldn't that cause conflict because that plan was voted on and written four years ago and we should keep it that way, do you understand me we are not going to have a conflict **Mr. Perez-** I don't think we will have a conflict being that the five year plan was already established I don't think that should be a conflict to merge those two committees Mrs. Villanueva- I think that we are going to find another conflict because we are going to look for new things to put in the five year plan if we haven't been able to complete the five year plan that was voted on more than two years ago till now I feel that, that is a conflict Mr. Perez- from legal perspective do you hear any conflict Mr. Hodgesthere's no legal conflict Mr. Horton- I just wanted to say even though it's a five year plan we made the five year plan and it was approve ad a year is already up so were are already going to start talking about the other year so it never stops its always going to be going so I don't think it's a conflict Mr. Perez- it's always a subject to amendment what you said that we haven't done what we said we were going to do we have been staying within the year Mrs. Cervantes- the only thing that we need to work on are the shade structures for the pool and the monkey bars Mrs. Villanueva- but we need the trees Mrs. Cervantes- the trees were planted the first year Mrs. Cervantes- every year is something different we could only do if we have enough in the budget for anything that is added to the five year plan we can't add it if there's no money Mr. Perez- and that's why we added a five year plan to see and make a priority list because we had a lot of things and we got a lot of them done and the reason that we wanted to do something like that was to priorities leaky roofs got that done that was a high priority I thought that was a low priority I was wrong it was a high priority but you go through those things, I really wanted a project but you look at your budget and we did that successfully and at the end of the fiscal year we could look back and see that we did good we are within our budget we got a lot of those task completed, I got off topic and were on the topic of merging the five year plan we heard discussion of merging the five year plan and the steering committee we've heard discussion of potential conflict we've worked through that issue Mr. Jimenez- is my understanding that the purpose of the steering committee is to come

and say we recommend you to do this in the park put more trees things like that and then we take the public comments and put them into consideration to built the five year plan is that correct that's how we did it the first time we spoke to the public and we asked the public what they wanted and that's how we developed the five year plan right if that's how we did it is perfectly fine my only question is the five year plan amend at any time for example if we have a five year plan and steering committee meeting and there's a big group of people saying they want this done then we can amend it right Mr. Hodges- we can amend it at any time if the board approves it Mr. Perez- we have heard the discussion of a possible conflict, no possible conflict and then we heard more discussing in favor in merging the five year plan and the steering committee, I move to merge we have a second by Director Horton we heard discussion any further discussion if not will take it to vote 5 ayes 0 noes no absent the five year plan and the steering committee are one committee, any other mergers, at this time I like to form the ad-hoc committees presentation committees if Mrs. Villanueva will join me in that committee for the ad-hoc presentation committee hearing no objection Mr. Villanueva and I will serve in the adhoc committee and then for the ad-hoc committee for the outdoor gym committee and that's the outdoor fitness project that we had presented to us partly in grant and us having to find our own funds if Mr. Jimenez would serve in that ad-hoc committee with me and for disclosure we already started working on it just to summarize the list of committees that are in existence for the board of directors the 2019 calendar we have the personnel committee, and on that committee Mr. Rodriguez and Mr. Perez will serve in that committee and for the budget and salary finance committee Mr. Horton and Mr. Perez will serve on that committee and for the five year plan and the steering committee Mr. Rodriguez and Mr. Horton will serve in that committee and for grants program fundraising committee Mr. Horton and Mr. Perez will serve on that committee and for the ad-hoc committees we have Mrs. Villanueva, Mr. Perez for the presentation and Mr. Jimenez and Mr. Perez for the outdoor gym Mr. Jimenez- I would like to open discussion Mr. Perez- this is just a summary Mr. Jimenez- I would like to open discussion about how they are arranged Mr. Perez- it's just a summary we already discussed it Mr. Jimenez- can I make a comment about the creations and the designations Mr. Hodges- the formation is approve by the board you could make a motion to revisit that a motion to vote on that again Mr. Jimenez- I just want it noted that me and Petra are not serving in no committees I feel that we should serve in at list one committee we are board members and we have equal rights and responsibilities is not fair for you guys to take out a committee that me and Petra were suppose to serve on so you guys could serve on and prevent us from doing our work so I feel that by me and Petra not being in any committees **Mr. Horton-** what committee are you talking about Mr. Jimenez- were looking at the actual committees were are not serving in none of them Mr. Horton- were you talking to me or Jesus when you were talking of them Mr. Jimenez- to Jesus because his the one that assigns, you are in three committees Mr. Horton is in three committees me and Petra we don't have not even one committee I feel that, that is really unfair and that's not ethical and I feel that we are being pushed aside Mr. Perez- I personally object of it not being ethical Mr. Rodriguez- what difference does it make if he serves in five committees or three the job is going to get done Mr. Jimenez- but we are not doing it were are not doing our job Mr. Rodriguez- when you got elected you did not get elected to do special jobs his the president he can elect

whoever he wants to lets take what he wants to give us Mr. Jimenez- is there any legal advice for them pushing us aside and not allowing us to be in any committees can you give us your legal perspective Mr. Hodges- the authority that you give to the chairman to appoint if there's an issue with how you feel about that if you believe legal ramifications you should put it on the agenda under closed session so I can give different I can talk different I cant express everything on open session that I can potentially express in closed session Mr. Jimenez- can we put the complaint somewhere else like in the Grand Jury because I feel that, Petra has been on the board for 2 years and she's the only woman and you not given her no committees Mr. Perez- no because she's a woman Mr. Jimenezshe could see it that way Mr. Perez- she could see anything that way Mr. Jimenez- your preventing us from doing our job Mr. Perez- not because she's a woman what kind of slander is that Mr. Jimenez- it could be brought up Mr. Perez- I welcome that because I was raised with woman and I have a high regard for woman our General Manager is a woman Mr. Hodges- if your going to talk about these subjects you need to talk about them in closed session Mr. Jimenez- and I have the experience I could prove that I have the experience in different aspects I could prove it to you Mr. Perez- that's why we have legal counsel to keep us out of trouble when it comes to things like that but I don't really see that and I welcome anybody that tries to challenge me on that Mr. Hodges- lets just stop talking about this issue if you want to discuss it further, we can do it in closed session under potential litigation Mr. Perez- seeing that you guys are not on a committee even though you guys are serving in two ad-hoc committees Mr. Jimenez- but they could dissolved at any time they are not stable committees Mr. Perez- it will be dissolved when the job is done with the recommendation from the legal counsel will move on I would like to have a motion to take a recess for 3 to 5 minute Mr. Perez- we are back from recess the time is 9:24 p. m. regular meeting of the board of directors we are on item 12.1 prior into going to recess Mr. Horton- I would like to make a motion to reconsider the motion of the two committees the grant program and fundraising committee Mr. Rodriguez second discussion hearing none will take it to vote 4 ayes 0 noes 1 abstention 0 absent grants committee and the program committee are separate committees with that action taken for the grants committee I like to reappoint Director Horton and Mr. Perez and for the grants committee and for program and fund raising committee I would like to appoint Mrs. Villanueva and Mr. Jimenez for that committee just to review the committees for the 2019 year as approve by the board personnel committee, budget salary finance committee, five year plan steering committee, grants committee, program fundraising committee five committees total and the formation of two ad-hoc committees presentation and outdoor gym committee

- **MOTION** Mr. Horton moved Mr. Rodriguez second to dissolve the presentation committee the arts culture committee as well as the capital projects and capital improvements committee. Motion passed 3 ayes, 2 noes, and 0 absent.
- MOTION Mr. Jimenez moved Mrs. Villanueva second to create a safety committee. Motion passed 2 ayes, 3 noes, and 0 absent.

- MOTION Mr. Jimenez moved Mrs. Villanueva second to create a by-law committee. Motion passed 2 ayes, 3 noes, and 0 absent.
- **MOTION** Mr. Horton moved Mr. Rodriguez second to merge the program and fundraising committee and the grant committee. Motion passed 3 ayes, 2 noes, and 0 absent.
- MOTION Mr. Perez moved Mr. Horton second to merge the five-year plan and the steering committee to form a new committee. Motion passed 5 ayes, 0 noes, and 0 absent.
- MOTION Mr. Horton moved Mr. Rodriguez second to take a recess at 9:11p.m. Motion passed 5 ayes, 0 noes, and 0 absent.
- **MOTION** Mr. Horton moved Mr. Rodriguez second to reconsider the grants committee program and fundraising committee. Motion passed 4 ayes, 1 abstention, 0 noes, and 0 absent.

#### 12.2 <u>Committee Meetings</u>

Discussion regarding agenda and scheduling of Grant, Budget/Salary/Finance, Ad Hoc Presentation, Program/Fundraising and Ad Hoc Outdoor Gym Committee Meetings

Potential Action: Approval of February and March of Grant, Budget/Salary/Finance Ad Hoc Presentation, Program/Fundraiser and Ad Hoc Outdoor Gym Committee Meetings and Agendas.

**Mrs. Cervantes-** for the grants committee I like to meet tomorrow Friday the 22<sup>nd</sup> at 10 a.m. to discuss clean air grant and prop 68 and budget salary finance committee also meet tomorrow at 11 a.m. discussion items overview of budget and personnel health benefits that would be Jesus and Donny **Mr. Horton-** I'm available tomorrow at those times **Mrs. Cervantes-** for the presentation ad-hoc committee Friday March 8<sup>th</sup> at 1 p.m. **Mrs. Villanueva-** no because I'm going to be in school **Mrs. Cervantes-** what time do you get out of school **Mrs. Villanueva-** at 3 p.m. **Mrs. Cervantes-** can you be here at 4 p.m. **Mrs. Villanueva-** yes Mrs. Cervantes- Friday, March 8<sup>th</sup> at 4 p.m. are you available Jesus **Mr. Perez-** yes **Mr. Rodriguez-** Mr. President, Mrs. GM when someone can't make these meetings at your convenience is there any way that can we appoint someone to fit in could that be done **Mrs. Cervantes-** what I was asking Mr. Hodges if for some reason I cant make it after hours because I can't meet after hours **Mr. Rodriguez-** no I'm talking about during your hours if someone can't make it couldn't we be able to call someone else out **Mrs. Cervantes-** I don't think we can **Mr. Hodges-** in order to do that the

chairman would have to appoint someone new to the committee and remove someone from the committee because technically appoint a temporary chairperson but I think a easier way to deal with this situation is leading to the board meeting were you work out in the agenda approve for your committee just talk to the district manager and find a date that works for everybody so that could be presented to the board so that could get approve and that way both committee members as well as the district manager come up with a date that works and there wont be no issue there Mrs. Villanueva- the way I understand when a person works on salary and in this case the board members in a way are her bosses she needs to be available in our schedule for unknown situations we cant come we have done it when Donny hasn't been able to come we have postpone so he could be present why because we don't want to take his rights as a board member to my understanding the person that the person that works on salary has to be available because she's on salary its not hourly is salary Mr. Hodges- during open session we cant discuss employees this is discussion regarding the agenda and scheduling of these committee meetings and we need to stick to that if you want to discuss employees we could have a closed session Mr. Rodriguez- just to clarify what I wasn't expressing my opinion on the GM I was expressing my opinion on the who ever is going to go with her for example she's going to go somewhere next week and I say ill go but then I cant make it she should be able to call one of the board members to go with her to attend that, that's what I was talking about I believe if she's going to go somewhere and a certain board member cant go because she's working or his working then go to the next person lets get the job done is that funny Mrs. Villanueva- yes Mr. Jimenez- correct me if I'm wrong when ever we do a committee meeting we have to tell the public 24 hours in advance is that right **Mr**. **Hodges-** for committees your required to provide a notice to individuals that have requested to be provided notice of when the meeting is taking place you don't have to post it like a special meeting 24 hours in advance you just have to provide notice to those people who have requested that you provide it Mr. Jimenez- I have talked to people that want to attend committee meetings however the average worker here they work 8 to 4 or 8 to 5 so its really hard for them to come and give us there input and there ideas if the committee meeting are during work time Mr. Perez- any other adjustments to the agenda that were provided **Mrs. Cervantes-** the presentation ad-hoc Friday, March 8<sup>th</sup> at 4p.m. the outdoor gym ad-hoc committee Friday, March 15<sup>th</sup> at 1p.m. that will be with Jovani and Jesus Mr. Jimenez- does that work with you Mr. Chairman Mr. Perez- yes as long is it works with you **Mrs. Cervantes-** we want to have a program and fundraising and committee meeting after 5p.m. and that will be discussed under closed session as of now I can't meet after 5p.m. Mr. Jimenez- can it get approve in closed session Mr. Jimenezso that means that we cant meet Mrs. Cervantes- we could meet before 5p.m. is there any time that you are available before 5p.m. or at 4p.m. Mr. Jimenez- if I do that I have to request time from work let's do at 4p.m. for now Mrs. Cervantes- at 4p.m. the week of the 11<sup>th</sup> what days Wednesday, Thursday or Friday Mr. Villanueva- the class that I asked you to register me what day is it Mrs. Cervantes- it's on the 14<sup>th</sup> Mrs. Villanueva- okay Mr. Jimenez- for me it would be better the first week of March or the las week of March the 18, 19, or 20 of March Mrs. Cervantes- do you want to do the 20<sup>th</sup> at 4p.m. Mr. Jimenez- I have a question so that we don't go back and forth is there any way you could give us access to your calendar online if we see a empty space on there we know your available and if something else comes up we have priority because

we are on the calendar Mr. Cervantes- my calendar changes all the time Mr. Horton – is not safe for someone's personnel calendar to be out there to know were she is all the time I don't agree with that Mr. Jimenez- we are doing that with our maintenance supervisor Mr. Horton- there not online Mr. Perez- we are getting off topic its something for directors time Mr. Cervantes- as of now 4p.m. the 18<sup>th</sup> right Mr. Jimenez- yes Mrs. Cervantes- on this one it didn't show the discussion items program and fundraising committee 2019 creation of weekend sports tournaments Easter Egg Hunt and discuss fundraising ideas, discuss swimming pool programs for school and rehabilitation purposes Mrs. Villanueva- what day is the five year plan going to meet Mr. Perez- it's in your packet Mrs. Cervantes- that one is not on there but we could meet on March 29<sup>th</sup> at 10a.m. Mr. Horton- I could also meet between 12:30p.m. and 2:00p.m. any day of the week Mrs. Cervantes- so far right now is three committees that are meeting I'm meeting with two committees the same day Mr. Perez- were also meeting with the ad-hoc committee, do I have a motion to approval of the February and March committee meetings for grant committee, budget salary finance committee, ad-hoc presentation committee, program fundraiser and the outdoor gyms committee meetings and the agendas

**MOTION** Mr. Horton moved Mr. Rodriguez second to approve 12.2 committee meetings and agendas. Motion passed 5 ayes, 0 noes, and 0 absent.

### 12.3 2017-2018 Financial Audit

Discussion regarding conducting the 2017/2018 Audit.

Potential Action: Approve Brown Armstrong engagement letter for 2017/2018 Audit.

Mr. Jimenez- do we have a copy of the letter to see what the letter says I didn't get the copy so I'm not sure what I'm approving, or can you give us clarification on what we are approving Mr. Perez- this letter to my understand is something routine for this district this formally notifies Brown Armstrong to conduct the audit something routine every year before we can do a audit we ask them to audit us Mr. Hodges- what this letter is a legal representation agreement were they outline what they are going to be doing for the District it outlines the audits objectives the procedures that they follow to audit the District regarding external and internal controls to comply with GAP the accounting standards the management responsibilities and the services that they provide the fees that they are going to be charged for these services and acceptances off the terms that they provided to you so there engagement letter is potentially saying your hiring us to do this and this is the scope of our work Mr. Jimenez- I would like to read it because I'm new Mrs. Cervantes- they just gave it to us because I told her we were going to have a board meeting that's why she didn't give it to us on letter head she's still waiting for Andy to approve it this is her draft it shouldn't change though Mr. Jimenez- it is my believe I read through the audit and I have some questions that they could add here and also how many years have we had this

company auditing us Mr. Hodges- Brown Armstrong is used primary because there's not a selection of companies that will perform government audit because they require other standers steps that they have to take CPA they are just not staff for it, its not within the scope of what they do Mr. Jimenez- so potentially this is the only one in this area that does this type of service Mr. Hodges- we had this issue come up several years ago and the board member had Lorena called around to multiple locations that would do this audit they couldn't find anybody I reached out to several accounting firms as well and every accounting firm that I reached out to referred me back to Brown Armstrong you could do that again reach out again accounting firms that would do this but it's a big job CPA Mrs. Villanueva- I'm a little confused when is it that a district changes company to do there audits because I went to a meeting of a district and I seen that they asked that they needed to change companies so I'm not very clear on the situation Mr. Hodges- this came up the same year that about potential switching we did some research on this both Mr. Francisco and myself because this happened on the transition face of me coming in to legal representation none of us found any statutory authority in the research that we did that you had to change companies to perform your audit for certain number of years I'm sure some District have that policy in place, if we were in Los Angeles for example there's thousands of CPA firms and a few that would do a job like this it would be very difficult for this small community to find is different comparing us to Los Angeles Parks and Recreation and don't know the statutory that requires that but it could be the policy that you created Mrs. Villanueva- okay, thank you Mrs. Cervantes- Petra when they come different people come is not always the same people they bring different staff Mrs. Villanueva- I just had that confusion because I have gone to different meetings in other districts and I seen that in a district and they asked for the change I didn't ask because I wasn't from that area Mr. Jimenez- I believe how it works businesses are required to change auditors every 5 to 10 years I don't we are required but it is recommended because its always nice to get fresh eves Mrs. Cervantes- we do get fresh eves every year Mr. Hodges- is not the same partner that does the audit the partner comes in and presents the audit Mr. Jimenez- so it's not the same person Mr. Hodges- no that firm is big they got lots of CPA's **Mr. Jimenez-** that means that firm that came last time to present it is not the same guy year after year Mr. Hodges- he presents it he is the managing partner but he doesn't do the audit Mr. Jimenez- he reviews his associates work Mr. Jimenez- he just presents it I was just confused because his the same guy that comes

**MOTION** Mr. Horton moved Mr. Perez second to approve the Brown Armstrong Engagement Letter for 2017/2018 Audit. Motion passed 5 ayes, 0 noes, and 0 absent.

#### 12.4 Employee Cell Phone Use

Discussion Regarding District employee use of District provided cell phones.

**Mr. Villanueva-** I'm the one that opposes that they are getting paid a cell phone during a long time the people that work and need that cell phone they need to have a list or charge the calls that they make with their cell phones to make sure that the calls are work related, that could be done I did that when I worked in AT&T we had personnel under my husband and myself and the people would bring us there calls and we would prove that they were work related, I know that you don't like it you're the District Manager but in this I'm going to ask you to abstain because is discussion of the board Mr. Horton- I'm not going to abstain because it's nothing personnel because it's an employee Mrs. Villanueva- right now it's my time and if we want to have clarification we need to start with the right foot this year we have a lot of things that have been done that are not clear Mr. Horton- first of all we can't ask anyone for a copy of their personal cell phone bill I don't think that's legal to do that Mr. Hodges- you could ask them for cell phone bills that have been redacted but because you're asking them to redact them you have to pay for the time it takes to redact them Mr. Horton- and secondly I don't think the issue is that they don't have their personal cell phone because everyone does is the fact that there number shouldn't be given out to those individuals their personal number shouldn't be given out because all year long there phone is going to be ringing I think that is the issue Mrs. Villanuevacan I ask the district counsel something legal, in this case I know that Director Horton takes personally the issue of the cell phones because I'm not going to mention names but you know who I'm talking about isn't it if there's a person involved in the cell phone that is a related to him he has to abstain from commenting because the way that I understand it under the 700 form when a board member is going to talk about any subject where there is a family member involved if he wants to comment he needs to leave his position and go to the public side Mr. Horton- I'm not removing myself because we are having a discussion I can say anything I want as a board member because I'm not discussing a specific employee I'm discussing the cell phone usage of our employees Mr. Hodges- I think the issue that you guys are discussing here you have to look at this as a reimbursement point of view the law requires you a reasonable expenditures and there are some cases that states some are used for advantage this was a decision that the District Manager made to provide employees with cell phones because you could either provide cell phones or reimburse I believe the District Manager made that decision its under her scope of responsibilities and legally she's following what the district is supposed to do **Mrs. Villanueva-** it's understood that if you're going to give a cell phone in the case of them two do they work during all year so if the person just works for one or two months those months are the only ones that should be paid why are the phones active all the times when they are not full time employees Mr. Hodges-I believe that the cell phones that the district employees use are used during the time that they work and other than that they are in the safe Mrs. Villanuevaaren't we losing money Mr. Perez- in all fairness we are going to lose more money counting the two months we have increase our phone bill by 24 dollars and you want her to spend at least an hour a month redacting there phone bill her our is worth more than 24 dollars there are no saving here Mrs. Villanueva- so you

are okay with them having the phone all year Mr. Perez- they don't have the phone all year Mrs. Cervantes- one of the staff members uses her phone I just give her the chip right now they have their phone because they already started working with the Jr. Giants but as soon as the season is over they turn it in they use that number to put it on the flyer so they could get called when they start registering kids now it was cheaper to do it that because we use to get compensated when I went to go get the phones it was cheaper to keep the four lines open for \$124 right now when they start registering it's going to increase because I'm going add hot spot their lines when they are not working I take the hot spot off Mr. Rodriguez- I don't know why we are discussing this if Mrs. Cervantes explained this months ago and I don't know where your memory is that you can't remember what she told us Mr. Jimenez wasn't here but Donny and Mr. Perez and myself were here when she explained the situation on these phones and its being brought up again Mr. Jimenez- something that was suggested at the last meeting when we discussed this topic I asked the district counsel if we were in any violations because sometimes our maintenance crew uses there cell phone if that would violate something and he said that potentially it can and I made the recommendation that for those months that no one is using those phones may be the maintenance people could use it Mrs. Cervantes- I don't agree with that because if the maintenance gives that number to everyone that rents the facility then they are going to have the number that belongs to recreation and the reason that we have those numbers for recreation because they use those numbers for when they register the kids the parents are the one that call them I think that if we are going to get phones we should just get two other phones for maintenance Mr. Jimenez- I do understand your point of view but I assume that the maintenance people use the phone more so they could communicate with maintenance supervisor not with any other people because to my understanding the maintenance communicate with the maintenance supervisor Mrs. Cervantescurrently when we have a rental and if they step out they give there number to who is in charge of the event so they could call them if they are going to leave early so that's how they use the phone so if we give them the phone that's what they're going to do other than that they could communicate with radios they have radios Mr. Perez- thank you for all the recommendations and the discussion any other discussion none heard will move on

### 12.5 <u>PowerPoint Presentation</u>

Discussion regarding the creation of an outline for a presentation to the community regarding District activities, functions, goals, and achievements.

Potential Action: Approve delegating the creation of an outline for the PowerPoint Presentation Committee.

**Mrs. Villanueva-** that's why we are meeting we have a suggestion that Mrs. Villanueva but we don't have something that outlines exactly what we are going to present the suggestions that she maid are more answers that we could just give

her we need to know exactly what she wants to present and then it could come back to the board for approval and then we could have the presentation Mr. **Perez-** that is pending the meeting that we are going to have on March 8<sup>th</sup> Mrs. Villanueva- you had told me two meeting ago regarding the power point and you had told me that it was ready, know I'm going to tell you I'm not against to put it online but that's not what I asked for what I asked was that I wanted a presentation to the community and we are missing things because I asked the District Manager if it was ready and she said yes you guys have the day you guys have the time, how much time is going to be we have a specific name you guys are already preparing Mrs. Cervantes- that why we are having the meeting to see what you are going to want **Mr. Jimenez-** I remember coming as a member of the public around in October and the board said that you guys were working on the presentation and that you guys would have it ready by January and then I came in and you guys said you were waiting for me to be in to do the actual presentation to the public so has something been done **Mr. Perez-** no committee has meet **Mr.** Jimenez- so it was just talk that you had worked on the presentation Mr. Perezwe had worked on it Mr. Villanueva- we had gave the points that were going to be discussed and you had said that it was ready I thought that the District Manager had already worked on it Mrs. Cervantes- the suggestions that we discussed and that we gone over were answers they are more answers than a presentation type material that's why we need to do that outline because the stuff that's she's asking and those questions I answered all her questions but there not presentation type we need to structure something that were going to present Mrs. Villanueva- if you remember she was told how many years to how many years we wanted her to present how the district was in red and how we recently are she was told how many people were working we said not to use employees names so we would not get in to problems but to put for example we had 10 employees then and now we have 5 employees we used to spend such an amount on salary and presently we spend so much we had to reduce personnel what personnel was laid off the district manager was removed and she was left and what projects have been planned during this time you said that for ten years nothing could be done because we were in red but now we have done this project painted we put benches that's all that was given to you District manager so you could start doing the presentation but you don't ask Mr. Perez- I was just digesting everything that was said and this is to the point that I made earlier I hope that I don't get off topic by stating this it's one of those situations that we talked about doing this we meet months in the past we had a new member come on this is where we are at this is February of 2019 we had a new member come on we said we were going to hold off on it Mrs. Villanueva remembers that not a lot of other things but that she remembers that I agree we talked about it we meet we talked about the scope and the presentation that the best way to put it those ten year frames the employee section we talked about it this is what happens when we have things to do and we don't have the actual plan budget a budget what our District Manager is working on, she's been answering tons of email questions by all of us including the new board member is not a question of what she's been doing it's a question of let's put this outline together and lets set a task for that to take place, again we have

two people in the office and we have two people out in maintenance and we are not over staff we are under staff and getting back on topic with the power point presentation lets come up with the outline we already have a plan to meet we have a plan to over it and it sounds like we already have an outline in mind but let's continue working on it so what happens when we stop meeting in committee meetings essentially that work can be paused that's what happens and now we say what have you been doing all this time she's going to pull up all the stuff that's been done and at what point does that person say I can't do this and that at the same time I think on pace to complete that task I would have wanted it to complete earlier as well however before us we have the duty to create the outline and to stick to a date and come up with that presentation but other than that when we give you something to do but then for the rest of the week or the month we are telling you to do something else so now knowing that we have this to do it's like we almost have to focus that conversation in get that task done at least us being in that presentation keeping that in mind me that I have communication with the General Manager I always think back to the outdoor gym I reference that in the conversation to keep that moving forward, and for this it says for potential action approve delegating the creation of an outline for the PowerPoint Presentation Committee Mr. Horton- the way is worded here we are approving the outline to give to the committee shouldn't be the committee approving the outline to give to the board is backwards Mr. Hodges- your delegating the creation of a guide line to the presentation com delegating the creation of an outline for the PowerPoint Presentation Committee Mr. Perez- Director Jimenez asked to be excused for a brief moment in case a vote takes place I just wanted to note that incase a vote takes place

**MOTION** Mr. Horton moved Mr. Rodriguez second to approve delegating the creation of an outline for the PowerPoint Presentation to the presentation Committee. Motion passed 4 ayes, 0 noes, and 1 absent.

#### 12.6 Bylaw Update

Discussion regarding section of the Bylaws that should be updated.

Potential Action: Approve formation of a Committee to provide recommended updates to Bylaws.

**Mr. Hodges-** Mr. Jimenez asked for this at the last board meeting **Mr. Jimenez**we were all supposed to go home and read the by-laws and bring recommendations and see if something hasn't been updated you guys something we discussed that at the last board meeting that everyone was going to take the by-laws home they were going to read it and bring recommendations to the table correct any recommendations **Mr. Perez-** besides the one that we have for the next item no I don't **Mr. Hodges-** I prepared some for the next item on the agenda **Mr. Jimenez-** I don't know but I have insecurities beginning with agenda, agenda

here in the by-laws item 1 is rollcall before rollcall is the flag salute right we don't have to put in the by-laws that we have to do the flag salute before the rollcall **Mr. Hodges-** the flag salute was just recently added by the last grand jury report so that wasn't updated on this because that's a new petition in the last year to the district **Mr. Jimenez-** so that hasn't been updated **Mr. Perez-** the by-laws that you have are the most updated Mr. Jimenez- and section 522 page 23 the mileage pay we have it here as 25 cents and its gone up to 54 cents Mr. Perez- that was addressed in the employee hand book that was a addition to the by-laws Mr. Jimenez- the next one is on page 83 it says district manager yearly salary and step range I don't think this is updated Mr. Horton- the contract is updated Mr. Jimenez- so as long as the contract is up to date the by-laws Mr. Hodges- I don't believe that you are reviewing the by-laws I think that you are reviewing the resolution that were separate from the by-laws there all contained with the minute book of the district that's other things the bylaws are a very limited number of pages Mr. Jimenez- the ones that I'm speaking about have to be updated regularly Mr. Hodges- those policies can be updated whenever the district wants them updated **Mr. Jimenez-** do we have a compensation plan because this talks about having a compensation plan I don't think I got an answer back when I asked the district manager Mr. Perez- compensation plan for the board Mr. Jimenezfor the employees it talks about it in the resolution Mr. Horton- that would also be in the employee handbook do you have an employee handbook Mr. Jimenezyes I have one at home **Mr. Perez-** it could blend in I went over this about  $2\frac{1}{2}$ years ago I remember feeling the same thing Mr. Hodges- look at the by-laws chapters 2 through 13 and replace with this employee handbook this was the resolution that was passed to delete all of those chapters so chapters 2 through 13 were deleted and replaced with the updated handbook which was approve October 24, 2016 as since has been emendate policy manual number 1 organization chart was emendate vehicle policy manual was deleted and replaced with the district vehicle use policy that's a lot of major changes Mr. Jimenez- it was my confusion because you also gave me this would we be able to have a binder like that because that would be easier than to carry it like this **Mrs. Cervantes-** when we have time will give you some copies **Mr. Jimenez-** that's why I was saying we haven't updated our by-laws in a long time because I was reading this Mr. **Hodges-** that why the board before you joined adopted those resolution because that was really outdated it hadn't been updated so they changed you could see chapter 2 through 13 Mr. Jimenez- I was just wasting my time reading something that had already been updated because of the miscommunication Mr. Hodgesyou didn't waste your time now you have history of the district Mr. Perez- we all have the same packet Mr. Perez- now I understand when you meant that it was outdated Mrs. Cervantes- everything was given to you because some stuff is still on that one **Mr. Perez-** then will all get something like that **Mr. Jimenez-** that's why I was always saying that we hadn't updated our by-laws in a long time because I was under this impression Mr. Perez- that makes more sense to me now when new members come on is a growing processes I remember having these long meetings when I came in almost at the same time Donny had but

generally we all worked through what you're working through now, if no more discussion will move a long and no action will be taken on item 12.6

### 12.7 Bylaw Proposed Amendments

Discussion and review of proposed resolution to approve amendment of Bylaws related to Section 3.03 - Special Meeting and Section 4.00 Officers, and Section 4.01 - Election.

**Mr. Hodges-** the board asked me to craft a proposed resolution for the amendment of the by-laws regarding section 4.01 and 3.03 and we also discussed section 4.00 and I think one of the issue that you guys had is that there was not a definition who the officers were what their duties were so I purposed a modification to add the following language regarding the definition and or duties of demanding of officers because you had no definitions this is just a purposed resolution you guys need to review it if everybody thinks it's good you have to read it to the public and at the following meeting after is read to the public it can be adopted you can't really take any action on it tonight all you can do is review it and comeback make suggestions or changes or if you have no changes and you approve it and you read it to the public at the next meeting and at the following meeting you can approve it **Mr. Perez-** hearing no discussion will move on, thank you legal counsel

### 12.8 Social Media

Discussion: Use of Social media by employees

Potential Action: Proposal that the District begins using social media more frequently and in a new way.

Mr. Jimenez- during the last meeting we had a discussion about social media and you guys said we had to purpose it to the board in order for our administration to start using social media differently because we do use social media but not frequently I came with some ideas that we could do in social media, announce our meeting like this meeting that were having today it was not announced on social media and I believed we talked about it in our last meeting that we were going to start announcing it and our agendas in social media that's what I was told in the last meeting people present from the public and we didn't do it and also I would like to announce events that we have services that we provide because a lot of people don't even know that we have a senior center here I have spoken to a lot of seniors and they don't know that we have a senior center we could also announce recreational activities that we do for the community we could ask for feedback and like you had said one of the issues with using social media is getting negative response however we have to deal with the response it's our duty to keep our public informed of what's going on for example the tennis courts if we had announced it in social media maybe we would have never got that letter people wouldn't come to the office because I feel that it's our duty to keep the people that elected us informed with things that occur within the district I didn't know if I had to do a social media policy I didn't know if I had to go to that extent because from a personal point of view social media is not that difficult I don't

know if we have to do a policy or how that works **Mr. Hodges-** there's a social media policy in the employee handbook it discusses how employees could discusses how employees could post it on the district on there personal pages it doesn't discuss how the district could discuss social media for its own purposes because the employee handbook is focus more the employees using there own social media and representing the district on that Mr. Jimenez- do you recommended getting a policy on social media or how would that work Mr. Hodges- that would be one way to handle it is to create a policy that outlines what the board is requiring of the district regarding social media if you want 5 post a week and its in the policy that it says you have to do 5 post week that's something you can hold somebody to Mr. Jimenez- I would like to hear comments from our other board members what they think about tit Mrs. Cervantes- what if we don't have nothing to post sometimes there's nothing to post because there's nothing going on how are we going to post 5 times a week Mr. Jimenez- like when the office is going to be closed inform the public that the office is going to be closed because it's a holiday or whenever we close a certain part of the park inform the public or of anything going on that's why I said I don't know if we have to go to a extend to having a policy Mr. Horton- I feel if you wrote a policy how are you going to a standard when you don't even know, like today she had a million things to do and she forgot to post the agenda and creating a policy I don't see how that is going to work **Mr. Jimenez-** how can we do it in a more professional way that we don't forget to post simple things Mr. Horton- when you use the word professional it's not unprofessional for her to forget to do that is just that she forgot to do it Mr. Perez- is a symptom of being under staff Mrs. Cervantesthen I have people that at the last minute are sending me stuff that they want me to do and its hard we could hire somebody to do social media Mr. Jimenez-I don't think so social media takes like 5 minutes a day Mr. Perez- with something like social media I think having a structure to it is beneficial regularly schedule meetings I think those should defiantly be posted on social media we brought up last month that we didn't have Instagram we created a Instagram. Instagram is not probably the best form of social media for a event like Facebook you can create and event an event that we had today for example the board meeting I think social media is more appropriate so we can create an event that I could see being something that is not controversial doable anything that you do the perceptive not taking time that labor intensive reality of the action that you take two different things but if you can budget 30 minutes in a month to post that regular meeting is going to take place from this time to this time great it could be done in 30 minutes you could possibly do it two to three months down the road now when you have that agenda the natural thing to do is to go back and update it so for one month now you have to realize your going to take the digital copy of it and your going to upload it to the social media say it takes 15 minutes for that because you put it up and then someone made a adjust to it you have to take the old one off put the new one back on and then just assuming that your not responding to any questions that people post on there like hey is it okay if I take my kids at this time were not allocating any time to respond because now we have to read and then we have to type a response not just type and resend but you have to read it twice because

there wont be a policy from this district that will say just type it up and send it because were trying to save time is just not the smartest thing to do and specially with social media because the response might be emotionally driven there's a way and I think it should be structured events, regular scheduled meetings but I think absolutely there should be a policy if there's going to be something like that there should be a policy that way we don't expect the world when in reality when we have time to do the basics what I mean creating a event and inviting the public to it but not to the extend of creating a jazzy event or flooding it with all this imaging or other stuff but I think we could do basics and I think there should be a list approve of social media post but I do suggest that it would be in the policy that way it outlines it and it makes it black and white and then put it on the calendar and say every Tuesday and Thursday from this time to this time we have 30 minutes to look in our social media and I don't think we have time to respond assuming that anyone would post a comment on our site but I think with a onset I think we should not even reply to anything just post the event and if there's negative comments I think we should go through them and if its offensive delete but not make a habit to go in there cause then your basically having a communication but if we do anything like that I think there should be a procedure, a policy in place and we should outline a calendar Monday, Wednesday and Friday from 2:30 to 3:00 were going to focus our attention on social media so from 2:30 to 3:00 there are not going to be emails that are going to be read there's going to be social media that's going to be read and if the phone rings were going to have to stop with having two people in the office I'm sure we can manage that but I say that because it's a reality the situation we have to look at it might not require a lot of time but respect the time that actual time that it does take to do it well because it could cause somebody there job if they mess up it exposes to litigation but we should have a short list of items Mr. Jimenez- so we have to get a policy and get it approve through the board to get something like that correct and the policy can the administration write it or the board members would have to write it so they could know how much time they have and the times that there available **Mr. Perez-** we would also have to designate that person to be in charge of it and be the sole person Mrs. Cervantes- I will designate a recreation person to do that Mr. Jimenez- so that means we would have to pay them Mrs. **Cervantes-** there on payroll **Mr. Perez-** is something that we would have them do as part of their job **Mr. Jimenez-** that means it would only take a hour in social media in the hole week so we will only pay them one hour in my point of view I don't think social media will take more than 2 hours a week specially if they do something basic like today were close because it's a holiday I don't think it will take hours to do that, that is my opinion Mrs. Cervantes- recreation has more time than we do Mr. Jimenez- you just write it and purpose it Mr. Perez- and have a list of items and that way is nothing out over the ordinary because there businesses and there's organizations that need to solicit that interaction to generate more business were typically trying to avoid controversial situations **Mr**. Jimenez- If it come to that I could volunteer half and hour a week to do social media a week Mr. Perez- currently do have that under any contract, social media Mr. Hodges- not under a job duty it might be in the district manager job

description to make sure that social media its updated **Mr. Perez-** which has been done will leave it up to the district manager to come up with a proposal for us even if its as simple as a calendar and time that things are going to go up but we have to realize that we are taking time away from other things we have that as a potential action and hearing no more discussion and like it says here using social media more frequently being more specifically instead of one time a week three times a week **Mr. Hodges-** you could direct the district manager to create a proposal to be reviewed at the next meeting **Mr. Perez-** lets table this item for next meeting to discuss

### 12.9 Five Year Plan-

Discussion: The progress of the five-year plan. Potential Action: Amend the five-year plan

**Mr. Jimenez-** we already discussed it our general manager she already gave us an update **Mr. Perez-** perfect so then hearing no other discussion this is an item brought up by Mr. Jimenez hearing no other discussion no action taken on item 12.9

### 12.10 Indoor Soccer Field-

Discussion: creation of indoor soccer filed in Lamont and Arvin next to the District swimming pools.

Potential Action: approve the volleyball court to be used as an indoor soccer field. Get Bids

Mr. Jimenez- that an item brought up to me there's a few people in the community that saw that place that we own and suggested to me if we could level the filed and after leveling the field put grass and put a indoor soccer field and in investment I don't see a big investment there because I believe maybe the maintenance could level the field like they did it in Weedpatch Park and all we have to do is buy the synthetic grass some benefits to it can potentially rent this park to soccer leagues and get money back from it and we will be creating a new recreational activity I think it would be more beneficial in Arvin since we are not involved in a lot of recreational activities in Arvin besides the Easter egg hunt and the Jr. Giants so its better to table it I had talked to the manager and she said that she was going to talk to CAPRI and see if there's any liability Mrs. Cervantes- I got a response from CAPRI Mr. Horton- I have a question are you talking about right next to the pool there has to be a liability with that Mr. Rodriguez- you're talking about the swimming pool the little sand area Mr. Jimenez- yes Mr. Rodriguez- do you know the dimensions for a soccer field Mr. Jimenez- indoor soccer field not a soccer field its different we have the normal soccer field which is big and indoor soccer filed is small Mr. Rodriguez- its going to take a lot of money to convert that into a indoor soccer field Mr. Perez- 14 dollars a square foot turf to be install and that's real approximation of what it would cost Mr. **Jimenez-** I just brought it up because it was brought up to me by different people

I think bringing something like that would be very beneficial I know that everything that you do there's a liability behind it but there's ways to cover that liability its not something impossible to do is something that if you're interested in doing to work on and bringing two indoor soccer fields one in Arvin and one in Lamont will bring us good reputation will take the kids away from the street and have them playing soccer right there so it was just a idea Mr. Horton- I agree with you it would make us look good and bring stuff for the community, but you say its not going to cost a lot but your going to have to put a wall between the pool and were the filed would be because you cannot have access to the pool you would have to make restrooms because they cant use restrooms from the pool because they would have to go into the pool area its going to be a lot to do it we could put it on the five year plan but I don't think is something that is going to happen in the next year Mr. Jimenez- there's companies like Grimmway, Taste able Selections that would be happy to help us to do something if there able to put there name right there because that's what companies like to do companies like to sponsor activities like that and put there big sing like MacFarland and moving forward in asking for donations to big companies Mr. Perez- this is what came to my mind I agree there are companies that want to do that and I have a project in mind for that we have a ad-hoc committee for that the outdoor gym with what I'm hearing the heck with the outdoor gym lets not even ask them for that bring in the indoor soccer thing ahead of that cause potentially that's were we would get our money cause we have the budget for this year the budget is allocated even though the money hasn't been spent is going to be spent on what we talked about it being spent I think that's were the growing pains of a new board member were you come in, for me two and half years ago I thought were going to widen this basketball court and bring in the glass back of the back boards and NC double regulation heights and everything and then we get this list of priorities that includes two leaky roofs and then another roof that had graffiti on it for many years I think is a growing experience a growing pain of a new board member were we have these ideas the community floods us with thoughts and that's great however the reality is our budget for this year tide up like Director Horton suggested we could put it on there for future years perhaps even next year from the safety perspective from it CAPRI gave us a response and they recommended not do that because of liabilities issues like Director Rodriguez brought up your going to have the pool right there if the ball goes over the small fence that we currently have somebody that think they could swim the biggest person on the field I got it they get in the water it's not the temperature that they though it was or maybe they had a lot to eat or maybe they had an epileptic seizure for whatever reason now their sinking under the water we have no lifeguard on staff and now we have all the liability were providing insurance information the insurance is paying out at the end of the year there bring that incident up our insurance goes up I like the idea I'm new to the indoor soccer but the location that you outlined there based on the letter from CAPRI I would be in opposition of that Mrs. **Villanueva-** can this be like a recommendation to put it on the five year plan Mr. Perez- yes I don't see why not but for that location I don't think so with out mediating those exposures like putting up a big wall also another thing that we

have to keep in mind any project over 1,000 dollars we have to pay prevailing wage for it so lets say we estimated to pay 1,000 dollars at a regular rate now we have to pay 56 dollars a hour to each person working on that project so now the cost of that project might be double or triple depending in what we allocated Mrs. Villanueva- for example the wall that Mr. Horton said it wouldn't be able to be made of wire Mr. President can we have a special meeting or table it for what is left its already eleven o'clock Mr. Rodriguez- why would we want to schedule a special meeting to discuss this indoor soccer field if I would have got this letter before we had discussed it I would have aske to put this in the back burner for another time because it states right here Mr. Jimenez- we just got the letter Mr. **Rodriguez-** we all read it we should not even be discussing it because its written in black in white the liability part Mr. Jimenez- if we go into closed session that could take another 2 to 3 hours I just don't want to be here till one or two in the morning we could finish the meeting and then have closed session another day Mrs. Villanueva- I'm sorry but I'm not staying later Mr. Perez- just to finish off this item I did have a recommendation from the staff via that letter that we do not move forward predesignating the volleyball courts in both locations in Arvin and Lamont next to the district swimming pools for the purpose of the indoor soccer field and to get bids since there's a significant exposure with that said I entertain a motion cause there is a motion because there's a potential action but I'm not in favor of Mr. Rodriguez- just for the record let's take the recommendations of staff and table this **Mr. Perez-** seeing that staff recommended not to proceed this resignation of area and no motion being made no action will be taken on 12.10 and will table this item for a future date

#### 12.11 Weedpatch Park

#### Discussion: Soccer field

Potential Action: Purchase new soccer goals or change soccer goals to the back of the soccer field.

**Mr. Jimenez-** I just wanted an update but he already gave us a update of it and something else that I had brought up at the last board meeting was changing the soccer goals changing them to the back end were the baseball field is at because I've been there and no one plays baseball right there I just wanted to bring it up if we could switch the goals or purchase two sets of goals and that way we have two soccer fields and then we have the option but baseball would take the priority and then we have a multi-use field either for soccer or baseball, but we could table it for the next meeting **Mr.. Perez-** Weedpatch Park has a master plan and that master plan tells us were that soccer field is at were is the baseball field at so we would have to amend that before anything could be done that's the uniqueness of that park if anything would be done like its on 12.11 we would first have to amend that has been approve by the board this park does not being that no other discussion has taken place will table this item future date no action was taken on item 12.11 **Mrs. Villanueva-** so you are going to make the

recommendation to have a special meeting because I have to go pick up my grandson **Mr. Perez-** Mr. Villanueva was excused at 11.07 **Mrs. Villanueva-** I stayed with my letter

### 12.12 Bear Mountain Park Tennis Court

Discussion: Update on the progress of the tennis court.

**Mr. Jimenez**- I wanted an update of what we were going to do with it. Our general manager already gave us a different option. I think we need to place it at the next meeting so decide on what to do with it. He also recommended to let him know what we want to do. **Mr. Perez**- at this time we don't have any funds to fix it. **Mr. Jimenez**-Is there any way we can ask for a loan or something like that. **Mrs. Cervantes**- we have never asked for a loan **Mr. Perez**-before we get out of topic since it has been an I would like that Mr. Jimenez and Mr. Rodriguez form an ad-hoc committee would you be willing to work with maintenance supervisor and general manager on that specific item. I think that would be appropriate that way you guys can discuss the financials and the recommendations based on budget based on bids and stuff like that. On the topic of the Bear Mountain Park Tennis Court I would like to form an Ad-Hoc committee with Director Rodriguez as primary and for secondary I would like Mr. Jimenez to serve on the Ad-Hoc committee for Bear Mountain Recreation tennis court so they can bring recommendations to the board but also to work with the staff to possibly fix all the issues that we have going on with the court and re-open it.

\*Mrs. Villanueva is rejoining us at 11:09 p.m.

## **13. FINANCIAL REPORTS:**

- **13.1** Review of District's Financial Accounts-Action
- 13.2 QuickBooks Reports- Aged payables, balance sheet, profit and loss
- MOTION Mr. Horton moved Mr. Rodriguez second to approve the Financial Reports Item 13.1 and 13.2. Motion passed 5 ayes, 0 noes and 0 absent.

## 14. DISTRICT CLOSED SESSION:

**Mr. Perez-** asked if they were good to go into closed session **Mr. Rodriguez and Mr. Horton** said yes **Mr. Jimenez** -not me I have been here for almost 7 hours Mr. **Horton**we have a lot of stuff on the agenda that's why. **Mr. Rodriguez**- that's too bad if you would not have put all this other bullshit on the agenda we would be done. **Mr. Jimenez**you are offending me right now by saying those words I find that offensive to me and I don't believe another board member can offend another board member. Can you stay Petra until 1:00 am. **Mrs. Villanueva**- well I have to wait for my husband. **Mr. Jimenez**ok I will stay until 12 then.

- **14.1** Public Employee Discipline/Dismissal/Release (54957)
- **14.2** Potential litigation pursuant to (54956.9 (b): One Case Brown Act.
- MOTION Mr. Horton moved Mr. Rodriguez second to go into closed session at 11:12 p.m. Motion passed 5 ayes, 0 noes, and 0 absent.

The board came out of closed session the time is 12:52 am. February 22, 2019. **Mr. Hodges-** during closed session the board discussed item 14.1 and 14.2. Regarding 14.1 Public Employee Discipline/Dismissal/Release (54957) the board discussed this matter and directed the District Manager to discuss this situation to the relevant employee. Regarding section 14.2 Potential litigation pursuant to (54956.9 (b): One Case Brown Act. The board discussed this matter directed legal counsel to prepare a memorandum to be presented to the board at a later time. No further Action was taken.

# **15. DIRECTORS TIME:**

During closed session Mrs. Villanueva left she is not here for Directors Time

### Mr. Rodriguez-none

**Mr. Jimenez-**it was a real long meeting hopefully we won't repeat that. Moving forward we will work together to serve the people we serve. Good night and thank you to the people who attended the meeting.

#### Mr. Horton-Good Night

**Mr. Perez-**Thank the public that showed and gave public comment. Thank the translator for working with our District. Also thank our District Counsel for working with the District. Good Night.

## **16. ADJOURNMENT**

**MOTION** Mr. Rodriguez moved Mr. Horton second to adjourn the meeting at 12:54 a.m. Motion passed 4 ayes, 0 noes, and 1 absent.