



# REGULAR MEETING OF THE BOARD OF DIRECTORS OF VALLEY-WIDE RECREATION AND PARK DISTRICT

May 22, 2017

## MINUTES

### 1. CALL TO ORDER

1.01. The meeting of the Board of Directors of Valley-Wide Recreation and Park District was called to order at 5:00 p.m. May 22, 2017 at the District Office, 901 W. Esplanade Avenue, San Jacinto California, by President Duarte.

### 2. PLEDGE OF ALLEGIANCE

2.01. The Pledge of Allegiance was led by President Duarte.

### 3. INVOCATION

3.01. The invocation was led by Mr. Bragg.

### 4. ROLL CALL

PRESENT: Matt Duarte, Frank Gorman, John Bragg, Larry Minor.

ABSENT: Steve Simpson.

STAFF: Dean Wetter, Sarah Carlson, Kirk Summers, Vince Valdez.

OTHERS PRESENT: Howard Tounget, Nick Dayhoff; NBS, Greg Ghironzi, NBS; Rosie Roper, Melinda Terrian, Captain Leonard Purvis, Jeff Ballinger; BBK, San Jacinto Sheriff Deputy.

### 5. AGENDA APPROVAL

5.01. **On a motion by Mr. Minor, second by Mr. Bragg** the Board approved the agenda.

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor

Noes: None

Absent: Simpson

Abstain: None

**6. RECOGNITION, PROCLAMATION**

- Captain Leonard Purvis, Riverside County Sheriff's Department.

**7. PUBLIC COMMENTS – NON AGENDA ITEMS**

- 7.01.** Mr. Tounget stated he has been speaking with a lawyer and he has prepared photos regarding issues with ADA access. Mr. Tounget commented he has submitted photos before and is disappointed nothing has been done. Mr. Tounget commented about newspaper articles and that Mr. Minor properties are listed in the newspaper.

**8. BOARD COMMENTS**

- 8.01.** No Board comments at this time.

**9. VALLEY-WIDE CLEARING ACCOUNTS CHECK LIST FOR APRIL 2017: 89153-89463.**

- 9.01.** **On a motion by Mr. Minor, second by Mr. Bragg** the Board approved clearing accounts checklist for April 2017.

**Motion carries by the following roll call vote.**

Ayes: Gorman, Bragg, Minor  
Noes: None  
Absent: Simpson  
Abstain: Duarte

**10. FINANCIAL STATEMENTS FOR APRIL 2017 – Receive and File.**

**11. PRESENTATION**

- 11.01.** The staff presentation was re-scheduled for a later date.

**12. CONSENT CALENDAR**

*All matters listed on the Consent Calendar are considered to be routine and will be enacted by one roll call vote. There will no separate discussion of these items unless members of the Board or audience request specific items to be removed from the Consent Calendar for separate discussion and action under Consent Items Held Over of the Agenda.*

- 12.01.** Approval of Minutes for the Regular Meeting of April 17, 2017.
- 12.02.** Waiver of reading in full of any and all Ordinances listed on this Agenda and provide that they be read by title only.

**On a motion by Mr. Bragg, second by Mr. Gorman** the Board approved the consent calendar.

**Motion carries by the following roll call vote:**

Ayes: Gorman, Bragg, Minor

Noes: None

Absent: Simpson

Abstain: Duarte

**13. CONSENT ITEMS HELD OVER**

**13.01.** None

**14. PUBLIC HEARING**

**14.01. Community Facilities District (CFD) Menifee Parks Zone 1 (Heritage Heights)**

Mr. Duarte announced we will conduct the Public Hearing and consider approving the formation and establishment of the Menifee Parks Community Facilities District Zone 1 (Heritage Heights)

Mr. Duarte asked the Board Clerk to please report on the proof of publication for the public hearing.

The Board Clerk announced that she is in possession of the proof of publication for the public hearing.

At 5:12 p.m. Mr. Duarte announced the public hearing is now open and that this is the time to hear any protest, comments and questions from interested person.

Mr. Duarte stated we will now hear public comment.

Public Comment: Howard Tounget commented about the costs for Valley-Wide in this CFD process, and stated he has seen the direction from LAFCO regarding Menifee and questioned by the District is continuing this process, Mr. Tounget also questioned the costs to the taxpayers regarding this process.

At 5:16 p.m. Mr. Duarte stated the public hearing is now closed.

Mr. Duarte asked the Clerk how many landowner within the proposed Community Facilities District.

The Clerk responded that there is one landowner within the proposed Community Facilities District.

Mr. Duarte announced the Board has received zero written protests, and asked the Board Clerk if such written protests, if any constitute a majority protest of the landowners?

The Board Clerk stated a majority protest does not exist.

- **On a motion by Mr. Minor, second by Mr. Gorman** the Board approved Resolution No. 1008-17 - Resolution of the Board of Directors of Valley-Wide Recreation and Park District, modifying resolution of intention and approving amended rate and method of apportionment.

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor

Noes: None

Absent: Simpson

Abstain: None

- **On a motion by Mr. Minor, second by Mr. Gorman** the Board approved Resolution No. 1009-17 - Resolution of the Board of Directors of Valley-Wide Recreation and Park District, establishing the formation of a community facilities district.

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor

Noes: None

Absent: Simpson

Abstain: None

- **On a motion by Mr. Minor, second by Mr. Gorman** the Board approved the Resolution No. 1010-17 - Resolution of the Board of Directors of Valley-Wide Recreation and Park District, calling a special election for a community facilities district.

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor

Noes: None

Absent: Simpson

Abstain: None

Mr. Duarte asked the Clerk to announce the result of the property owner vote.

The Clerk announced that the landowners have voted in favor of the measure.

Mr. Duarte stated that at least 2/3rds of the property owner votes are in favor of the levy of the special taxes and the establishment of the appropriation limit.

- **On motion by Mr. Minor, second by Mr. Gorman** the Board approved Resolution No. 1011-17 - Resolution of the Board of Directors of Valley-Wide Recreation and Park District, California, declaring results of a special landowner election and directing the recording of a special tax lien

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor

Noes: None

Absent: Simpson

Abstain: None

- **Ordinance 2017-1 – Introduce** - An Ordinance of the Board of Directors of Valley-Wide Recreation and Park District, authorizing the levy of special taxes in a community facilities district

## 15. ACTION ITEMS

### 15.01. **LMD Annual Levies Resolution Nos. 1012-17 thru 1014-17**

Approve resolution relating to the annual levy of each Landscape maintenance District. Resolutions including: (1) initiating proceedings for the annual levy of assessments and ordering the preparation of the engineer's report for fiscal year 2017/2018, (2) preliminary approval of the engineer's report regarding the proposed levy and collection of the assessments for fiscal year 2017/2018, (3) declaring intention for the annual levy and collection of assessments for fiscal year 2017/2018.

Public Comment: Mr. Tounget stated he objects to the District taxing property owners and commented that the District does not spend taxpayers money responsibly. Mr. Tounget commented Park Hill does not get taxed.

- **On a motion by Mr. Gorman, second by Mr. Minor**, the Board approved Resolution No. 1012-17 - Resolution of the Board of Directors of Valley-Wide Recreation and Park District initiating proceedings for the annual levy of assessments and ordering the preparation of the engineers report for fiscal year 2017-18.

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor  
Noes: None  
Absent: Simpson  
Abstain: None

- **On a motion Mr. Bragg, second by Gorman** the Board approved Resolution No. 1013-17 - Resolution of the Board of Directors of Valley-Wide Recreation and Park District preliminary approving the engineers report regarding the proposed levy and collection of assessments for fiscal year 2017-18.

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor  
Noes: None  
Absent: Simpson  
Abstain: None

- **On a motion by Mr. Minor, second by Mr. Gorman** the Board approved Resolution No. 1014-17 - Resolution of the Board of Directors of Valley-Wide Recreation and Park District declaring its intention for the annual levy and collection of assessments within the maintenance district for fiscal year 2017-18.

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor  
Noes: None  
Absent: Simpson  
Abstain: None

**15.02. Hemet Unified School District (HUSD) S.A.F.E. After School Program 2017/2018 Agreements/MOUS**

John Bragg stepped out of the meeting at 5:38 p.m. and abstained from item 15.02., as Hemet Unified School District is his employer, and returned at 5:40 p.m.

- **On a motion by Mr. Gorman, second by Mr. Minor** the Board authorized for the General Manger to enter into an agreement with Hemet Unified School District - S.A.F.E. After School Program 2017/2018.

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Minor

Noes: None

Absent: Simpson

Abstain: Bragg

**15.03. San Jacinto Unified School Disdtrict (SJUSD) O.A.S.I.S. (A.S.E.S.) After School Program 2017/2018 Agreements/MOUS**

- **On a motion by Mr. Gorman, second by Mr. Bragg** the Board authorized for the General Manger to enter into an agreement with San Jacinto Unified School District - O.A.S.I.S. (A.S.E.S.) After School Program 2017/2018.

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor

Noes: None

Absent: Simpson

Abstain: None

**15.04. Notice of Intent Recycled Water Accelerated Retrofit Program – Eastern Municipal Water District**

- **On a motion by Mr. Minor, second by Mr. Bragg** the Board authorized for the General Manager to execute a Notice of Intent with EMWD for the following projects:
  - Butterfield Park
  - Pourroy and Benton Streetscape
  - Sheffield Park
  - Shrimp Lane

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor

Noes: None

Absent: Simpson

Abstain: None

**15.05. Valley-Wide San Jacinto Sport Center Roofing Project**

**On a motion by Mr. Gorman, second by Mr. Bragg** the Board approved the following:

- Adopt the specifications for the Valley-Wide San Jacinto Sport Center Roofing Project.
- Award bid to R&R Roofing & Waterproofing, Inc. the lowest responsible bidder, for the total bid amount of \$44,460 and waive any and all minor irregularities in the bidding document as submitted by said bidder.
- Authorize the General Manager to execute the Construction Agreement and Purchase Order between Valley-Wide Recreation and Park District and R&R Roofing & Waterproofing, Inc. in the amount not to exceed \$44,460.
- Authorize the General Manager to approve appropriate change order(s) necessary for the execution of the work, in accordance with the signature authorization policy.

**Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor

Noes: None

Absent: Simpson

Abstain: None

**15.06. Diamond Valley Lake Sign Partnership**

The Board suggested operational guidelines to ensure the sign focuses on community events and not advertisement profit.

- **On a motion by Mr. Minor, second by Mr. Gorman** the Board approved for the General Manager to appropriate \$100,000 to participate in a three party purchase of an advertising sign at the southwest corner of the intersection at Domenigoni Parkway and Searl Parkway.

**15.07. Diamond Valley Lake Community Park - Dedicatory**

- The Board discussed the dedicatory plans and gave direction to the General Manager. The Board recommended benches, picnic tables, and an intimate area, pathways, and flag pole. The Board directed the General Manger to keep moving forward with this project.

**16. ITEMS FOR BOARD INFORMATION, DISCUSSION, DIRECTION**

**16.01. General Mangers Report**



- 16.02.** LAFCO 2016-03-5 (City of Menifee Detachment) – Future LAFCO meeting will be held on June 22, 2017.
- 16.03.** Aquatic Center – The Aquatic Center is now open.
- 16.04.** Re-Districting – This item is to act as a place holder for future discussion.
- 16.05.** Cell Tower Projects – Closing out the final project.
- 16.06.** Report from Board of Directors Ad Hoc Committees – No report.
- 16.07.** Recreation Reports
  - Sport Center
  - Valle Vista
  - Menifee
  - Winchester
  - Diamond Valley
  - French Valley
  - Romoland
  - Simpson Center

## **17. EXECUTIVE SESSION**

The Board entered into executive session at 6:20 p.m. regarding the following:

- 17.01.** Government Code Section 54956.9 – Litigation –
  - a. Pending Litigation Gov. Code Section 54956.9(d)(2): (1 case; 5:16-cv-00088 JGB (KKx) Carol Tounget v. Valley-Wide Recreation and Park District); H. Suttle v. Valley-Wide Recreation and Park District.
  - b. Initiation of Litigation - Initiation of Litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: one (1) case

The Board closed executive session and reopened the meeting at 7:28 p.m. with nothing to report.

## **18. ADJOURNMENT**

**On a motion by Mr. Minor, second by Mr. Bragg** the Board adjourned the meeting at 7:28 p.m.

### **Motion carries by the following roll call vote:**

Ayes: Duarte, Gorman, Bragg, Minor

Noes: None

Absent: Simpson

Abstain: None