



Bear Mountain Recreation and Park District
A Special District
REGULAR MEETING OF THE BOARD OF DIRECTORS
Thursday, June 15, 2023
David Head Building
10300 San Diego Street
Lamont, California 93241
(www.bearmtnprk.com)

MINUTES

1. REGULAR SESSION
2. CALL TO ORDER

The regular board of directors meeting of Bear Mountain Recreation and Park District was held Monday, May 22, 2023, at 6:30 pm in the David Head Center at 10300 San Diego Street, Lamont, California. The district is a political subdivision in the State of California.

Present: Chairman Jesus Perez, Vice Chairwoman Villanueva, Director Rodriguez, and Director Alonso, absent Director Pimentel.

Staff Present: District Manager Mrs. Cervantes, Legal Counsel Mr. Hodges, Mr. Zamora and Mrs. Gonzalez.

3. FLAG SALUTE

Meeting called to order at 6:35 p.m. Flag Salute: Chairman Mr. Perez

4. APPROVE AGENDA AS FORM

Director Villanueva motioned for approval of agenda as to form. Seconded by Director Rodriguez. Approved 4 ayes, 0 noes and 1 absent.

5. PRESENTATIONS- Comite Progreso De Lamont- Walking Paths at Bear Mountain Park.

Mrs. Mireles- I am the president of Comite De Lamont I'm here to talk about the walking path that we want to put at the Bear Mountain Park we know that you must put it out to bid and we are hoping that you can move forward to put it out to bid to make it a little faster for us **Tim-** one of the reasons we are in a time flinch is because of inflation we only have this certain amount of funds and the prices continue to go up, we also wanted to ask if it does get approve that we can put a plaque up to oner all the agencies that contributed to the walking path **Mrs. Mireles-** we wanted to see if we could put a plaque up in oner of my husband Jose Mireles that wanted to see this walking path **Mr. Rodriguez-** we just have to male sure our legal counsel looks into this and makes sure everything is good Mrs. Cervantes- myself and our legal counsel have been working on this **Mr. Hodges-** we just have to make sure that the prevailing wages are paid

6. PUBLIC COMMENT

None

7. CONSENT AGENDA

Items are considered routine, non-controversial and generally approved in a single motion. A board member may request to have an item removed from the consent calendar for discussion of to be deferred. (May include Minutes, Financials, Resolutions, and Policy & Procedure matters).

- 7.1 Minutes
- 7.2 Pre-signed Vouchers
- 7.3 List of Bills
- 7.4 Review of District's Financial Accounts
- 7.5 QuickBooks Reports- Aged payables, balance sheet, profit, and loss.
- 7.6 Events- Schedule for David Head Center
- 7.7 Events- Senior Center

Director Rodriguez motioned for approval of consent agenda. Seconded by Director Alonso. Approved 4 ayes, 0 noes and 1 absent.

8. DEPARTMENTS REPORTS:

General Manager Report:

- 8.1 **Maintenance -Mr. Zamora-** or mower is not working as of now that's why the grass is a little high I order the part to repair it and we been having kids break in the pools almost every day I kicked like ten of them out the other day and told them that I was going to call the sheriffs and they said its okay the passed already a few times and didn't do anything and the fence is being damaged if I would call the fence company every time it would be like five hundred dollars **Mrs. Rodriguez-** is there any way you can contact the sheriffs department **Mrs. Cervantes-** we have talked to them and they don't do anything **Mr. Hodges-** get a form from the sheriffs department that shows the times that they have traced passed **Mr. Perez-** maybe we can make an ordinance that such trespassing would result in a fine **Mr. Hodges-** sure we can once we have a couple of kids that damage the fence pay restitution to the district they will

think twice before doing any damages I think doing it in Arvin with the police department will be easier since they are always there **Mr. Zamora-** we already started work on the tennis court and put up a fence and on June 2nd they will start with the demo

8.2 Recreation- Mrs. Gonzalez- I'm getting ready for Jr. Giants; Arvin does not look good we have 21 players for majors 24 for minors and 18 players for t-ball I don't think we are going to have Jr. Giants in Arvin, we have two Ameri Corp we have one for Arvin and one for Lamont I have them both work together posting flyers in Arvin, Arvin just started a new baseball league and it is competitive what I'm thinking these kids are getting registered in that league, we can't make competitive at all we will lose the program so what I'm planning to do is to invite them to come and play in Lamont, I also provided you with a slide show that we are going to be having for the soccer league to provide information on what the fees are going to be use for and hopefully we will get a group of parents that will come and help and get more involved, and for Jr. Giants we are going to have our first pitch meeting here at the David Head Center on June 6th and I was also having one in Arvin but with the numbers being so low I might not have it **Mr. Alonso-** here were it says parents and guardians where it says three warnings and if there are parents and guardians that don't obey and leave the game what is the plan for that **Mrs. Gonzalez-** we have the parents sign a waiver with these rules on them and we have been having parents that are respectful and that's why I would like to have that meeting before the league starts, I had an incident were a parent wouldn't stop screaming and the coaches stopped the game till the parent stopped and that took care of the problem so working together helps and its been a onetime thing **Mr. Alonso** – has there been any issues with a coach and volunteer acting bad is there any steps that would happen in that regard **Mrs. Gonzalez-** what I do is that I have a meeting ahead of time and a team parent meeting and we had a coach one time that said I don't agree with this and decided not to coach

8.3 District Manager- Mrs. Cervantes-

a) Written Communications- **Mrs. Cervantes-** we did get a response back from Scott from the Lamont Public Utility he said he presented Bear Mtn's revised/modified counter-offer lease agreement to his board his board stated given the significant changes requested including a 50% credit, which they chose to reject, coupled with your request to add a special classification and the rates to charge (which the prop 218 process and which my Board stated they will not do), and retaining ownership of the shade structures should the lease expire or terminate (which they stated LPUD cannot and would not simply deed over \$2 million worth of LPUD infrastructure) my Board has directed me to reject Bear Mtn's counter-offer/revisions in total. Thus, I regret to inform you that my Board has chosen to go in a different direction and look for more affordable and realistic options for solar project **Mr. Hodges-** I want the board to know that we are not violating Prop 218 **Mr. Perez-** in this situation were he providing us in writing and this is now a public document right because its been entered into the minutes under written communication there's information in there that is not accurate he says that it violates prop 218 and it doesn't right legal counsel **Mr. Hodges-** no we do not violate Prop 218 **Mr. Perez-** I just came back from the CRPD

conference were we talked to leadership through out the state for our organization for the association and they all agreed and they gave examples of themselves that they have great relationships with there community water district and they simply do not understand why we don't have a special classification we are all here for the publics benefits at least I that written letter it gives us a hint that we are not getting factual information from them we just heard it here from our attorney that the things that we asked for do not violate Prop 218 process **Mr. Hodges-** it would violated if they just created a class out of thin air but the way the contract was drafted the way that the proposal was drafted they have time to create this class and they will continue to charge this district the same rate that they are currently charging once that new class is created then it could retroactively apply it to the district so if they have an issue with that we can talk about the procedure but creating a class there is nothing wrong with that, it would be a violation if they just said yes we are going to create one and we are not going to go through the proper procedure that's not the way the contract is drafted **Mr. Rodriguez-** is there anyway that our attorney look into this see if we can get these benefits **Mr. Hodges-** it would be up to the water board to do this they are the ones that would have to create a class **Mr. Rodriguez-** so in another words if the LP UD wanted to give the district a better rate in water they could **Mr. Perez-** yes they could set us up at a special rate and his not going to give his board the type of report that our district council gave us his going to tell them that its illegal and that he recommends no **Mr. Rodriguez-** well that's not up to him is up to the board, someone needs to go up to the water district here in Lamont make a presentation

b) Oral Communications- **Mrs. Cervantes- None**

9. CALENDAR OF EVENTS:

9.1 Committee Meetings- Mrs. Cervantes- I met with the Budget Committee meeting and went over the draft.

10. DISTRICT BOARD MATTERS:

10.1 Discussion: 2023-03 Budget (Draft)

10.2 Discussion: Comite Progreso De Lamont- Walking Path at Bear Mountain Park.
Mr. Perez- the board, directed our District manager to work on the bids with Mr. Hodges.

10.3 Discussion: Resolution 2023-03 Authorizing SitelogIQ and General Manager to complete submit all necessary documents and application for the CEC ECAA Loan program and finding the activity funded by such loan to be exempt from the California Environmental Quality Act.

10.4 Discussion: Notice of Exemption for Bear Mountain Recreation and Park District Energy Efficiency Project.

11. DISTRICT CLOSED SESSION:

11.1 Public Employee Performance Evaluation (54957)

Title: General Manager

Director Villanueva motioned to enter closed session at 8:04 p.m. Seconded by Director Alonso. Approved 4 ayes, 0 noes and 1 absent.

Mr. Perez- we are now out of closed session the time is 8:32 p.m. **Mr. Hodges-** during closed session the board discussed the Public Employee Performance Evaluation (54957) Title General Manager no report or action is provided other than the board would like this on the agenda for the next regular board meeting.

Mr. Rodriguez- excused himself at 8:05 p.m.

12. DIRECTORS TIME:

Fernando Alonso- thank you everyone for coming out tonight and I look forward for all of us to continue improving for the community.

Petra Villanueva- Good night to everyone and take care, we had a productive meeting, I think that the letter that we received for the water district was the best that we could have received.

Jesus Perez- I would like to direct our staff to come back with bid packet for the walking path/sidewalk at Bear Mountain Park and I would like to also thank our staff I know it's frustrating dealing with unexpected emergencies that pop up due to trespassing issues that we have had thank you for representing us and kicking out the trespassers as well hopefully will be able to resolve that what we discussed is summer is that time of the year we don't have that issue in the winter I also want to thank our district council for being awesome and thank you to our district manager for representing us as well I did share that you been reelected to CAPRI and I'm happy to report that have been re-elected to be on the CARPD board we definitely have good news to share I'm super thankful and proud that every time that they ask us about our board without hesitation I say that we have a very good board

Mrs. Cervantes- me to I say the same

13. ADJOURNMENT

Director Alonso motioned to adjourn the meeting at 8:38 p.m. Seconded by Director Villanueva. Approved 3 ayes, 0 noes and 2 absent.