

KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT

DRAFT

BOARD OF DIRECTORS MEETING MINUTES

LOCATION: Arlington Community Church, 52 Arlington Avenue, Kensington

DATE: June 13, 2019

Special Meeting – Closed Session

President Nottoli opened the meeting at 6:33. Directors Deppe, Hacaj, Modavi, Nottoli, and Sherris-Watt were present. President Nottoli asked for public comment; there were none and the Board went into closed session at 6:34.

Regular Meeting

President Nottoli opened the regular meeting at 7:37. Directors Deppe, Hacaj, Modavi, Nottoli and Sherris-Watt were present.

Director Comments

Director Modavi expressed concern about not seeing consultant bills and other public documents. He also was concerned about work on the Kensington's MSR for LAFCO. Director Deppe noted that there had been an issue with the search function on the website listed numerous documents in response with no priority in the listing of the documents. He had spoken to Streamline at the last CSDA Annual Meeting about the problem and he recently noticed that Streamline has improved the search function.

Chief of Police Comments

Officers made an ID theft, domestic violence, and a warrant arrest and responded to a recent fire in Kensington. The arrests are posted on the District website.

General Manager Comments

General Manager Constantouros said that he expected the report on the CLETS investigation to be ready in the next week or so for review by the District's counsel. He noted that he had had five candidates for Chief of Police but four had withdrawn from the process.

Old Business

Public Safety Building

President Nottoli noted that the Kensington Fire Protection District's 2017 site analysis did not explain why the site in the Park was chosen as a possible site. While Director Dommer had said at our March 28 meeting that it would only occupy 0.6 acre, there appeared to be an "Immaculate Conception" parking lot showing parked cars but no road; it would appear that a road would be required above the library over to the road into the park which is where a lot of children are present throughout the day. She noted that General Manager Constantouros had explained to Fire District President Julie Stein when we met in late April that a proper site analysis would take into account special needs, traffic impacts, pedestrian impacts, vehicle access. While the site had been characterized as being in the center of town, yet it would take about two minutes more to get to Colusa and Santa Fe. She had spoken to Jean Durham had told her that based on a study done in the 1980's, they found two faults one of which was behind the Annex and the other below the tennis courts. President Nottoli noted that both Districts need to work together to solve this important issue.

Paula Black noted the special nature of the Park to small children. She noted how busy the entire area from Hilltop, down to the Community Center, to the play area by the Annex and the wild and woolly area next to the library. She noted that numerous unaccompanied children have a measure of independence in this area and that the biggest risk to children is traffic. There would be additional traffic with employees, police vehicles and the public coming to the Public Safety Building. Ciara Wood was appalled that the Fire District was coveting

the Park property, and that open land does not mean that it should be developed. She described the historic effort to acquire the last remaining open space for a park and the community voted overwhelmingly by a 70.3% vote. She had also understood from the past Fire Chief that the Park was no longer under consideration. She predicted a community fight if the Park remained an option. John Sullivan noted that Director Dommer was a skilled professional but may have fallen in love with his design. He noted the we need a professional assessment of what we need and what are our options. Jim Watt noted that San Pablo is building a 11,000-12,000 square foot building, the same size as planned by the Fire District yet San Pablo is a community of 30,000. He said that it would cost \$13 million to build on flat land and was concerned about the cost of building of similar size on a hillside.

Motion to Respond to May 15, 2019 Fire Board Letter. Director Sherris-Watt moved to have a formal response to be written by Directors Sherris-Watt and Deppe in time to be put on the agenda of the Kensington Fire Protection District's meeting for their July 10. President Nottoli seconded the motion. Directors Deppe, Hacaj, Nottoli, and Sherris-Watt voted in support of the motion' Director Modavi voted no. The motion passed 4-1.

KCK Builders Change Order

Director Hacaj explained that first contract which was awarded to Eagle Builders, the Board approved a change order of up to \$45,000 to install new flooring in Meeting Rooms 1 and 2. We went to the next bidder, KCK Builders, when Eagle was unresponsive. In addition, some detail was lost when the drawings went from CAD to pdf and a change order is needed for the electrical work. The new change order is \$36,700 rounded to \$37,000 for Meeting Rooms 2 and 3 plus the electrical work which will paid for from the contingency that is already part of the contract.

Motion to Approve Change Order. Director Sherris-Watt moved to approve the change order for \$37,000 to be paid for from the contingency fee for the flooring in Meeting Rooms a and 2 and electrical work. Director Hacaj seconded the motion. Directors Deppe, Hacaj, Nottoli, and Sherris-Watt voted in favor of the motion. Director Modavi voted present and the motion passed 4-0.

New Business

Fiscal Year 2019/20 Budget

General Manager Constantouros introduced the budget and noted that it was recommended for approval by the Finance Committee.

Motion to Approve Change Order. Director Sherri-Watt moved to approve the Resolution 2019-08: A Resolution of the Board of Directors of the Kensington Police Protection and Community Service District Adopting the Budget for Fiscal Year 2019-20 with corrections to the actual approved staffing of a police aide at 0.53, General Manager at 0.4, and to move \$4,000 from Account 672 to 668 for Annex maintenance. Director Nottoli seconded the motion. Directors Deppe, Hacaj, Nottoli, and Sherris-Watt voted in favor of the motion and Director Modavi voted no. The motion passed 4-1.

Annual Supplement Special Tax for Police.

Motion to Approve Change Order. Director Sherri-Watt moved to approve t Resolution 2019-11: A Resolution of the Board of Directors of the Kensington Police Protection and Community Service District Establishing the Annual Supplemental Special Tax for Police Protection. Director Nottoli seconded the motion. Directors Deppe, Hacaj, Modavi, Nottoli, and Sherris-Watt voted in favor of the motion. The motion passed 5-0.

Revisions to Policy and Procedure Manual Section 3000

This was a first reading and no action was taken. Director Deppe asked that the last sentence in the second paragraph of 3000.1 be deleted. After discussed, the Board will consider deleting the 2nd, 3rd, and 4th sentence of 3170.2. Sections 3000.1 and 3110.1(13)

Motion to Extend the Meeting to 10:45. Director Nottoli moved to extend the meeting to 10:45 and Director Sherris-Watt seconded the motion. Directors Deppe, Hacaj, Modavi, Nottoli, and Sherris-Watt voted in favor and the motion passed 5-0.

Annual Appropriations Limit.

Motion to Approve Resolution 2019-09. Director Nottoli moved to adopt Resolution 2019-09, a Resolution of the Board of Directors of the Kensington Police Protection and Community Services District Affirming the Establishment of the Appropriations Limit Applicable to The District During Fiscal Year 2019-09. Director Sherris-Watt seconded the motion. Directors

Consent Calendar

Motion to Approve May 23, 2019 minutes. Director Nottoli moved to approve the May 23 minutes with the changed suggested by Director Modavi. Director Sherris-Watt seconded the motion. Directors Deppe, Hacaj, Nottoli, and Sherris-Watt voted in favor of the motion and Director Modavi voted no. The motion passed 4-1.

Adjournment

Motion to Adjourn the Meeting. President Nottoli moved to adjourn the meeting and Director Deppe seconded the motion. Directors Deppe, Hacaj Modavi, Nottoli, and Sherris-Watt voted in favor of the motion which passed 5-0. The meeting adjourned at 10:44.

Prepared by: Eileen Nottoli

Date approved by the Board:

Tony Constantouros, General Manager

Eileen Nottoli, Board President