



Agenda

Kensington Police Protection and Community Services District

Board of Directors
Special & Regular Meetings (**Hybrid**)

Thursday, December 14, 2023
5:30 p.m. Special Meeting (Closed Session)
6:00 p.m. (Public Hearing)
7:00 p.m. (Regular Meeting)

Kensington Community Center
59 Arlington Avenue, Kensington, CA

www.kppcsd.org/2023-12-14-kppcsd-board-meeting

The page at the URL above will have instructions on how to join the online meetings.

Virtual Access:

<https://us02web.zoom.us/j/88437491855?pwd=VklQUzk0Q1hxMWpOMHBhdHAYU3ltZz09>

Webinar ID: 884 3749 1855 Passcode: 859511

The Board may hold hybrid meetings, where most or all of the Directors attend in person but the District offers the public the option of attending by Zoom or other teleconferencing methods. Please be advised that those participating in such meetings remotely do so at their own risk. The Board meeting will not be cancelled if any technical problems occur during the meeting.

Special Meeting (Closed Session) – 5:30 p.m.

Special Meeting Agenda Item Public Comments

*Individuals wishing to address the Board of Directors concerning the Special Meeting agenda are invited to make oral comments of up to 3 minutes. **For Zoom attendees:** Please raise your hand via Zoom. When you are called on by the Board President, you will be unmuted and you can address the Board of Directors. Please state your name clearly for the audio recording. You are requested to Public address your comments to the Board of Directors and not to staff and/or the audience. By state law, the Board is not permitted to undertake any action or discussion on any item not appearing on the posted agenda. If you have any documentation that you would like distributed to the Board, please mail or email it to the Clerk of the Board at 10940 San Pablo Ave., Bldg. B, El Cerrito, CA 94530 or llewis@kppcsd.org. For other concerns or needs contact David Aranda at (510) 960-0716.*

Adjourn to Closed Session

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Gov't. Code Sec. 54956.9(d)(2): one case (Eileen Nottoli, Marilyn Stollon, John Gaccione, Marina Gutierrez, Andrew Gutierrez, Mabry Benson, Bill Benson, David Bergen, Tom Dean, Craig Rice, and Gail Feldman PRA request).
2. PUBLIC EMPLOYEE APPOINTMENT (Gov't. Code Sec. 54957)
Title: General Manager.

Announcements from Closed Session

Public Hearing – 6:00 p.m.

Open Public Hearing

*Individuals wishing to address the Board of Directors concerning the Public Hearing agenda are invited to make oral comments of up to 3 minutes. **For Zoom attendees:** Please raise your hand via Zoom. When you are called on by the Board President, you will be unmuted and you can address the Board of Directors. Please state your name clearly for the audio recording. You are requested to address your comments to the Board of Directors and not to staff and/or the audience. By state law, the Board is not permitted to undertake any action or discussion on any item not appearing on the posted agenda. Any record owner of a parcel upon which the solid waste rates are proposed to be imposed and any tenant directly liable for the payment of solid waste rates (i.e., a customer of record who is not a property owner) may submit a written protest to the proposed CPI Passthrough Rate adjustments; however, only one protest will be counted per identified parcel. All written protest must include: (1) statement the identified property owner or tenant is opposed to the proposed CPI Passthrough Rate adjustments and increases; (2) provide the location of the identified parcel (by street address, assessor's parcel number, or customer account number); and (3) include the name and signature of the property owner or tenant submitting the protest. Written protests may be submitted to the Clerk of the Board by mail or in person at 10940 San Pablo Ave, Bldg. B, El Cerrito, CA 94530 or in person during the public hearing (date, time, and location noted above). The District Clerk must receive written protests delivered by mail no later than 4:00 p.m. on the date of the public hearing, or if delivered in person, prior to the close of the public comment portion of the public hearing. Any protest submitted via e-mail or other electronic means will not be accepted as a valid written protest. Please indicate on the outside of any envelope mailed to the District "Attn: Rate Hearing." For other concerns or needs contact David Aranda at (510) 960-0716.*

1. Conduct a public hearing on proposed adoption of automatic inflation adjustments based upon increases in the consumer price index ("CPI Passthrough Rates") to the District's solid waste rates charged by the District's solid waste franchisee, Bay View Refuse and Recycling Services, Inc. for the collection of solid waste, organics, and recyclable materials within the District.

Public Comment

2. Accept and approve a proposed CPI rate increase to residential and commercial customers from Bay View Refuse & Recycling of 3.4% effective January 1, 2024.

Close Public Hearing

Adjourn Special Meeting

Regular Meeting - 7:00 p.m.

1. **Call to Order**
2. **Roll Call**
3. **President's Comments**

4. **Public Comment**

*Individuals wishing to address the Board of Directors concerning any items not on the agenda may make oral comments of up to three minutes. **For Zoom attendees:** Please raise your hand via Zoom. When you are called on by the Board President, you will be unmuted and you can address the Board of Directors. Please state your name clearly for the audio recording. You are requested to address your comments to the President and Board of Directors and not to staff and/or the audience. By state law, the Board is not permitted to undertake any action or discussion on any item not appearing on the posted agenda. If you have any documentation that you would like distributed to the Board, please mail or email it to the Clerk of the Board at 10940 San Pablo Ave., Bldg. B, El Cerrito, CA 94530 or llewis@kppcsd.org. For other concerns or needs contact David Aranda at (510) 960-0716.*

Consent Calendar

5. Approve meeting minutes for the Special and Regular Meeting of November 12, 2023.
6. Receive and file financial reports and ratify the November 2023 bills paid.
7. Approve KPPCSD publicly available Salary Schedule for July 1, 2023 and September 8, 2023.

Discussion and Action

8. Approve Resolution No. 2023-21, A Resolution of the Kensington Police Protection and Community Services District Board of Directors to clarify the February 9, 2023 action to appoint David Aranda as Interim General Manager.
9. Approval of Interim General Manager David Aranda's amended and restated employment agreement.
10. Receive and file the SB-165 Annual Report for the Kensington Police Protection and Community Services District Supplemental Police Tax for Fiscal Year 2023.
11. Approve entering into a consulting agreement with R3Consulting Group for a solid waste study at a cost of \$15,000.
12. Discussion regarding Contra Costa County Hazard Mitigation Plan process.
13. Discussion and request to approve the reorganization proposal submitted by Ridgeline Municipal Strategies for \$49,620 in conjunction with KFPD also accepting the proposal.
14. Approve Resolution No. 2023-22, A Resolution of the Kensington Police Protection and Community Services District Board of Directors authorizing submittal of individual grant applications for all grant programs for which the Kensington Police Protection and Community Services District is eligible.
15. Approval to Spend Up to \$8000 to Perform an ADA Survey on park facilities and four paths.

16. Elect a President and Vice President for the Kensington Police Protection and Community Services District Board of Directors to comments January 1, 2024.

Comments & Reports

17. Police Chief Report.
 - Monthly Report
18. General Manager's Report.
 - Monthly Report
 - KCC Recreation Office Report December 2023
 - Parks Report
19. Verbal update from the Ad Hoc Consolidation Committee.
20. Update by the Police Department and District Office Permanent Location Ad Hoc Committee.
21. Director Comments.

Adjourn

The next regular meeting is scheduled for January 11, 2024.

General Information

- All proceedings of the Open Session will be audio and video recorded if possible.
- Upon request, the Kensington Police Protection and Community Services District will provide written agenda materials in appropriate alternative formats or disability-related modification of disabilities to participate in public meeting. Please send written request, including your name, mailing address, phone number, and a brief description of the requested materials and preferred alternative format or auxiliary aid or service at least two days before the meeting. Requests should be sent to Kensington Police Protection & Community Service District at *10940 San Pablo Ave., Building B, El Cerrito, CA 94530*.
- To be added to the Board Agenda Mailing List, complete and submit the form at <https://www.kppcsd.org/agenda-mailing-list> or by notifying the Clerk of the Board at llewis@kppcsd.org.

Posted Agenda

Kensington Police Department – Colusa Food Market – Arlington Kiosk and at www.kppcsd.org
Complete agenda packets are available at the Public Safety Building at *10940 San Pablo Ave., Building B, El Cerrito, CA 94530*.

All public records that relate to an open session item of a meeting of the Kensington Police Protection & Community Service District that are distributed to a majority of the Board less than 72 hours before the meeting, excluding records that are exempt from disclosure pursuant to the California Public Records Act, will be available for inspection at the District offices at *10940 San Pablo Ave., Building B, El Cerrito, CA 94530* at the same time that those records are distributed or made available to a majority of the Board.