

STRAWBERRY RECREATION DISTRICT
BOARD OF DIRECTORS MINUTES

Date: August 24, 2016

Close Session 10:30AM

Open Session 11:00AM

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (4) subdivision (d) of Section 54956.9 regarding permit dispute.
(One Potential Case)

Director Nichols called the special meeting of the Board of Directors of the Strawberry Recreation District to order at 11:15AM.

QUORUM CALL:

Present were Directors Francis, Marino, and Nichols. District General Manager Leanne Kreuzer, and County Counsel were also present.

OPENING COMMENT: Director Nichols opened the meeting and welcomed the public.

REPORT OUT OF CLOSED SESSION: Director Nichols stated that direction was given to counsel and staff.

OPEN TIME FOR PUBLIC EXPRESSION: (limited to 2 minutes per person): None

AGENDA ADJUSTMENTS: None

FISCAL REPORTS – CONSENT CALENDARS:

A. Fiscal Reports - Consent Calendar

1. Approval Professional Service Contract

2016 Strawberry Channel Maintenance Project

The General Manager presented related documents as submitted in the Board packet reviewing the public bid advertisement, submissions, and results. Nute Engineering is acting facilitator for the public bid. Nute Engineering's report indicates three bids were received. San Rafael Yacht Harbor submitted a partial bid for the channel markers only and was not deemed complete or responsive. Two complete bids were received from The Dutra Group and Salt River Construction. Salt River Construction provided the lowest responsive base bid at 306,680. Add Alternates were also considered by the SRD Board of Directors. The Public Dock Improvements are a mandatory condition of the permit and required. The SRD Board discussed the improvements to the dock at a cost of \$38,000. Director Marino expressed concerns relating to Zone IV. Staff provided a brief historical summary regarding Zone IV, funding sources, past maintenance projects and reiterated the scope of the 2016 Strawberry Channel Maintenance Project. Director Marino commented that Zone IV is outside the main services and sphere of SRD and the utilization of staff and resources are Greatly impacted for private property and County owned property. Director Nichols recommended that the Board look in to and evaluate SRD's role in Zone IV, impacts and participation. Director Nichols reiterated that staff is to charge Zone IV for administrative hours in 2016/17. Staff confirmed that hours are being tracked in 2016/17 and requested direction from the Board as to billing quarterly or per project.

- **Motion:** Move to Approve Professional Service Contract for 2016 Strawberry Channel Maintenance Project and Public Dock Improvements award to Salt River Construction 306,000 base bid and Additive Alternate A-1 Dock Improvement 38,000

M/S/C CN/JF Ayes: Francis, Marino, Nichols Noes: None Absent: Bohner, Teese

The Board discussed the channel markers. Staff confirmed that the channel markers were installed by County of Marin on County property with a permit issued by BCDC. The General Manager reviewed the historical records and history with the Board members and confirmed that counsel has informed the County of the SRD concern and condition of the channel markers. The Board discussed the cost of channel markers and noted the bid variances from \$83,500-\$192,000 submitted by the three companies. Staff was directed to work with counsel and provide the bid results to the County of

Marin and reiterate SRD's concerns regarding the markers. The board discussed the language of a formal motion relating to the channel markers.

- **Motion:** Move to not to approve nor fund a Professional Service Contract for Additive Alternate A-2 Channel Markers Replacement as part of the 2016 Strawberry Channel Maintenance Project as the markers are not on SRD property, is perceived to be on County of Marin property and should be funded and managed by such.

M/S/C SM/CN Ayes: Francis, Marino, Nichols Noes: None Absent: Bohner, Teese

B. Administration:

Manager's Report: Discussion regarding availability and quorum confirmation for future 2016 meeting dates
Proposed future meeting Sept 13, Oct 18 (changed from the Oct 11th), Nov 8, and Dec 13

C. Correspondence: none

GOOD OF THE ORDER

There being no further business to come before the Board, Director Nichols motioned that the meeting be adjourned, seconded by Director Marino. The meeting was adjourned by Director Nichols at 11:34 AM

The next regular meeting of the Strawberry Recreation District Board of Directors will be held on: Tuesday, September 13, 2016 at 7:00pm in the 1st floor meeting room.

Secretary, Board of Directors Strawberry Recreation District

Chair, Board of Directors
Strawberry Recreation District