



SPECIAL MCRPD BOARD OF DIRECTORS MEETING
CV Starr Community Center
300 South Lincoln Street
Fort Bragg, CA. 95437
Wednesday, December 14, 2022
3:00 pm

MINUTES

PLEASE TAKE NOTICE

DUE TO THE PROVISION OF THE GOVERNORS EXECUTIVE ORDERS N-25-20 WHICH SUSPEND CERTAIN REQUIREMENTS OF THE BROWN ACT, AND THE ORDER OF THE HEALTH OFFICER OF THE COUNTY OF MENDOCINO TO SHELTER IN PLACE TO MINIMIZE THE SPREAD OF COVID-19, THE MCRPD BOARD WILL BE PARTICIPATING BY TELECONFERENCE IN THE SPECIAL BOARD MEETING SCHEDULED FOR DECEMBER 14, 2022

In compliance with the Shelter -in-Place Orders of the County and State, this meeting will be closed to the public. The meeting will be accessible to the public via the following URL and sign in code.

URL: <https://us02web.zoom.us/j/87126440716?pwd=Wmt5b2UxNEgxd1I0ZXFCMEorVk1rQT09>

- The meeting ID: 871 2644 0716
- Password: 791433
- People who are calling in: Audio conferencing participant will need to call (415) 762-9988 or (646) 568-7788 and follow the verbal direction.

Public Comment regarding matters on the Special Board of Directors Meeting Agenda be made by attendees at the teleconference meeting or may be made written and sent to Carly Wells, MCRPD/CVSCC Administrative Supervisor: cwells@mcrpd.us at any time prior to the scheduled meeting. Written comments may also be delivered by using the USPS to 300 S Lincoln St Fort Bragg CA 95437. All comments received prior and during the meeting will be read aloud. The Board is prohibited from discussion or acting on matters not on the agenda but may briefly respond or ask a question for clarification (Government Code 54954.2). The District appreciates your patience and willingness to protect the health and wellness of our community. If you have any questions regarding this meeting, please contact the Administrative Supervisor by phone at (707) 964-9446 Ext. 106 or by email at cwells@mcrpd.us.

1.0. CALL TO ORDER AND ROLL CALL

- Meeting called to order at: 3:02pm
- Board members present: Felicich, Huff, Bushansky, Burkey, Dominguez

2.0 APPROVAL AND ADOPTION OF AGENDA

The agenda was approved with no changes.

- M/S/C: Bushansky/Huff/Unanimous
- Yeyes: All

3.0 PUBLIC PARTICIPATION, NON-AGENDA ITEMS

- None

4.0 DISCUSSION/ACTION ITEMS

4.1 Discussion with CAPRI regarding possible exposure

- Wooden opened the topic giving background about attending FBUSD meetings regarding the ELO-Program, stating that at every meeting FBUSD did not have any intentions to use the funds for the ELO-Program due to how large of a program that it is. The current after-school program, KUDOS, has guidelines which are required to be followed whereas the ELO-Program currently does not have any guidelines to follow. MCRPD was also not consulted in the planning guide or MOU for the ELO-Program.
- Executive Director of CAPRI, Matthew Duarte, was made aware in November of the ELO-Program. Duarte explained the risen worries/issues that may be entailed for MCRPD and was willing to answer questions.
- Huff asked if there were any current liabilities and lawsuits that other Park Districts were facing. Duarte stated that the other districts are not participating to this extent of a program at this time. Wooden mentioned that lawsuits were brought up at a state level meeting.
- Regional Lead, Bessie Glossenger, mentioned that lawsuits are for the school districts and not the parks and recreational districts, and was available to answer questions.
- Burkey asked if MCRPD would be a liable party, Duarte stated that in most cases everyone is held liable. Duarte explained that general lawsuits can be assisted by CAPRI with no deductible, but lawsuits with IEP 504 plans would not be covered by CAPRI, and MCRPD would have to cover all costs. Wooden also mentioned that MCRPD is threatened with lawsuits every year through the after-school program as well as workman's compensation. Wooden asked the board how much energy should be put into the ELO-Program.
- Superintendent of FBUSD, Joe Aldridge, believes any legal mitigation should be taken care of with contracts. Aldridge and Wooden argued whether or not Wooden was made aware of the planning of the ELO-Program and the MOU. At this time Aldridge would like to confirm if MCRPD would like to partner with FBUSD to create this program or if FBUSD should look towards other community organizations.
- Glossenger explained some of the program's guidelines, stating that the program will need to be offered to all kids, but it is unlikely that a large influx would occur based on waitlists, and family needs that need to be met by the ELO-Program. Burkey asked if there was any data on possible attendance to the program. Wooden stated there are many questions regarding the program, but there are no clear answers due to the unknowns.
- ASES Coordinator, Beth Pine, stated that currently FBUSD's middle school will not be adding in many kids, Redwood Elementary does not have a wait list, and Dana Gray Elementary has approximately 35 kids on a waiting list with plans on adding some kids into the after-school program but not a substantial amount. It was noted that there have been threats of lawsuits, but they have not been from parents of children with special needs, and currently children enrolled in the afterschool program with special needs have very little issues participating in the program. Pine also stated that she was involved in the MOU process for the ELO-Program.
- Director of Special Programs, Carolyn Carine, said that she receives major feedback from parents about how beneficial the after-school program is and that there has not been any litigation with students of special needs. Carine thanked Pine for her partnership with the school district.
- Wooden asked to confirm whether the ELO-Program will run regardless of partnership with MCRPD. Aldridge said that whether or not MCRPD partners with FBUSD, the ELO-Program will happen, and because the current partnership with MCRPD for the after-school program has been working so well he would like for that partnership to continue. Aldridge stated that other than MCRPD, there are other organizations FBUSD plans to partner with.

- Burkery asked Aldridge who the other partners were. Aldridge said the Fort Bragg Gardening Club, and the Fort Bragg Noyo Center would be the other partners, but they are not as involved as MCRPD.
- Carine said MCRPD was a vendor for the ASSETS program. Wooden stated the over the years MCRPD has been underpaid by FBUSD. Carine stated that building and writing grants are done with partners, and that MCRPD has helped with the programming by hiring and paying the personnel needed to have the program to run. Wooden agreed that the after-school program is very important to keep.
- Huff suggested that there was communication issues between FBUSD and MCRPD and understands that there will be risk of liability. Huff would like to see the organizations work together and wanted to give direction for the district and MCRPD to work on communications and create a committee for FBUSD and MCRPD to go over and answer questions. Felicich agreed with Huff and is aware the program will require a lot of work to be put into it but would like to see the program happen.
- Wooden spoke about having a different level of partnership that other organizations have with FBUSD and would like MCRPD to be involved in more recreational opportunities aside from being given the sole responsibility of Human Resources. Wooden also stated that allowing TK-aged children and extending the hours of an after-school program would involve childcare licensing laws, and the wages being offered through the ELO-Program would create discrepancies with current MCRPD personnel and possibly harm existing departments.
- Duarte said that Public Parks and Recreation can be exempt from child licensing requirements if MCRPD only offered 12 weeks or less, or 16 hours per week or less in a 12-month period. Duarte explained if the district wanted to exceed that amount, they would need to be licensed with the department of social services. Duarte referenced page 19 of the ELO-Program MOU, explaining that Park District staff should not participate in academic program involvement as it is not their expertise and running academics is outside of park district staff responsibilities due to the issues and liabilities that would be raised.
- Glossenger added to the Zoom chat that the ELO-Program is exempt from childcare licensing.
- Carine stated that FBUSD does not involve afterschool personnel in IEP meetings and that there is a ban on that. Carine said that after the meetings, applicable information is shared. Wooden stated that she has emails asking for afterschool personnel to attend the IEP meetings.
- Bushansky asked Duarte if there is a form of the MOU that would make CAPRI more comfortable about partnering up for the ELO-Program. Duarte asked to redline item 13 under the FBUSD responsibilities of the MOU, amongst other items that would create potential risks and liabilities for MCRPD. Wooden went over the redlined concerns and the responsibilities for FBUSD to take over and those of which MCRPD will handle. Adlridge did not see any issues with the proposes changes from MCRPD.
- Pine stated that the afterschool program has not changed, and that the ELO-Program is expected to run the same as ASES. Pine also said that MCRPD can create a specific job description to hire certified teachers for academic necessities and believes site leads should attend meetings.
- Wooden said that because the district no longer has homework and an academic hour would now fall on the ELO-Program, MCRPD staff will eventually have to provide an academic classroom.
- Duarte said that is it possible for MCRPD to run the ELO-Program but not with the original MOU that was presented.
- Glossenger said that the academic enrichment discussed would involve an activity

related to an assignment or homework that is being learned in school.

- Carine apologized to Wooden for talking over her and wanted to state that FBUSD and MCRPD have had a well working relationship and would like the board to consider continuing that relationship.
- Burkey said that she believes there is a will to move forward with the ELO-Program and it will continue to be discussed in the next board meeting. Wooden thanked Duarte for attending the meeting.

4.2 Extend Resolution 21-04 Authorize the Conduct of Remote “Telephonic” meetings

- M/S/C: Burkey/Felicich/Unanimous
- Yeyes: All
- Absent: Bushansky

5.0 ADJOURNMENT

- Meeting adjourned at: 4:27pm

NOTICE TO THE PUBLIC

All disabled persons requesting disability related modifications for accommodations including auxiliary aids or service may make such a request to ensure full participation in a MCRPD public meeting. Such a request should be made to Moneque Wooden, District Administrator, 300 South Lincoln St., Fort Bragg, CA 95437.

PLEASE NOTE: District agendas are posted at least 24 hours in advance of Special Board of Director’s meetings at the District Office, C. V. Starr Community Center, 300 South Lincoln Street, Fort Bragg, California and at mendocoastrec.org. District agendas are emailed to individuals upon request at least 24 hours in advance of special meetings.