

**BEAUMONT CHERRY VALLEY RECREATION & PARK IMPROVEMENT CORPORATION
REGULAR MEETING OF THE BOARD OF DIRECTORS
Wednesday, April 13, 2022
5:00pm
390 W. Oak Valley Parkway
Beaumont, CA 92223**

AGENDA

PUBLIC PARTICIPATION BY TELECONFERENCE ONLY

Due to the spread of COVID-19 and the fact that state and local officials are recommending measures to promote social distancing, the Beaumont Cherry Valley Recreation & Park Improvement Corporation will be conducting this meeting by teleconference in accordance with AB 361, amended Government Code section 54953, which allows for the continuation of virtual meetings. Government Code Section 54953 allows the legislative body to use teleconferencing when "The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing" after making certain findings. See Gov. Code § 54953.

Public comments on matters listed on the agenda or on any matter within the District's jurisdiction will be received during Public Comments, Agenda Item No. 1. There will be no public physical location for attending this meeting in person. The District's Board meeting room will be closed to the public until further notice.

The above special provisions allowing for teleconference meetings will only apply during a Governor-declared state of emergency, and we are still presently in a statewide state of emergency.

CLOSED SESSION –Closed session to begin at 5:00pm.

1. Conference with Legal Counsel – Pursuant to Government Code Section 54956.8 Property Negotiations. Transfer of Property, Danny Thomas Ranch, from Beaumont-Cherry Valley Recreation & Park Improvement Corporation to the Beaumont-Cherry Valley Recreation & Park District with the exception of Two Acre House Parcel.

REGULAR SESSION: Regular Session to Begin at 5:15pm.

Regular Session is available by calling: +1 (669) 900-6833. Meeting ID: 323 943 4355

You can also join the meeting from PC, Mac, Linux, iOS or Android: <https://zoom.us/j/3239434355>

Roll Call: Director Valdivia, Director Tinker, Director De La Cruz, Director Ward, Treasurer Flores, Vice-Chair/Secretary Diercks, Chairman Hughes.

Adjustments to Agenda: Government code sec 54954.2(b) (2) provides "upon a determination by a two-thirds vote of the members of the legislative body present at the meeting, or if less than two-thirds of the members are present, a unanimous vote of those member present, that there is a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the agenda being posted as specified in subdivision (a) "

Presentations: None.

1. **PUBLIC COMMENT:** Anyone wishing to address the Board on any matter not on the agenda may do so now. All person(s) wishing to speak on an item on the agenda may do so at the time the Board considers that item. All persons wishing to speak must fill out a "Request to Speak Form" and give it to the clerk before the start of the meeting. There is a three (3) minute limit on public comments.

2. **CONSENT CALENDAR:** 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 or to be deferred. (Includes Minutes, Financials, Resolutions, and Policy & Procedure matters).

2.1 Minutes of March 9, 2022

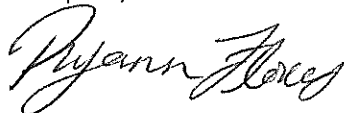
2.2 Approve Special Provision Allowing for Teleconference Meetings during a Governor-Declared State of Emergency Pursuant to AB 361

3. **ACTION ITEMS/BIDS & PUBLIC HEARING/REQUESTS:**

None.

4. **ADJOURNMENT**

DECLARATION OF POSTING: I declare under penalty of perjury, that the foregoing agenda was posted at the District office and District web site April 8, 2022



Ryann Flores, BCVRPD Clerk of the Board



**BEAUMONT CHERRY VALLEY RECREATION & PARK IMPROVEMENT CORPORATION
REGULAR MEETING OF THE BOARD OF DIRECTORS
Wednesday, March 9, 2022, 5:00pm**

MINUTES

PUBLIC PARTICIPATION BY TELECONFERENCE ONLY

Due to the spread of COVID-19 and the fact that there is a Governor-declared state of emergency, the Beaumont Cherry Valley Recreation & Park Improvement Corporation conducted this meeting by teleconference.

CLOSED SESSION –Closed session to begin at 5:00pm

1. Conference with Legal Counsel – Pursuant to Government Code Section 54956.8 Property Negotiations. Transfer of Property, Danny Thomas Ranch.

Closed session began at 5:00pm

Roll Call:

Director Tinker: Present

Director Valdivia: Present

Director De La Cruz: Present

Director Ward: Absent

Treasurer Flores: Present

Vice-Chair/Secretary Diercks: Present

Chairman Hughes: Present

Albert Maldonado of Best, Best & Krieger and General Manager, Duane Burk attended.

Closed session ended at 5:38pm.

REGULAR SESSION: Regular Session to Begin at 5:30pm.

Regular session began at 5:41pm

Roll Call:

Director Tinker: Present

Director Valdivia: Present

Director De La Cruz: Present

Director Ward: Arrived at 6:11pm

Treasurer Flores: Present

Vice-Chair/Secretary Diercks: Present

Chairman Hughes: Present

Supervisor Jeff Hewitt, Chief of Staff Boomer Shannon, Councilmember Wendy Hewitt, and Legislative Assistant Mickey Valdivia attended.

Attorney for Best, Best & Krieger, Albert Maldonado reported on closed session. There were no reportable actions.

Adjustments to Agenda: Item 3.2 was relocated above consent calendar.

Presentations: None

1. **PUBLIC COMMENT:** Chairman Hughes opened for public comment at 5:43pm. Hearing none, public comment closed at 5:44pm.

Motion made to suspend Improvement Corporation Regular Session and go into BCVRPD presentations at 6:00pm.

Initial Motion: Chairman Hughes

Second: Treasurer Flores

Roll Call:

Result of Motion: Carried 7-0

Director Tinker: Aye

Director Valdivia: Aye

Director De La Cruz: Aye

Director Ward: Absent

Treasurer Flores: Aye

Vice-Chair/Secretary Diercks: Aye

Chairman Hughes: Aye

Meeting suspended at 6:01pm.

Improvement Corporation Regular Session resumed at 6:09pm.

2. **CONSENT CALENDAR:**

2.1 Minutes of February 9, 2022

2.2 Approve Special Provision Allowing for Teleconference Meetings during a Governor-Declared State of Emergency Pursuant to AB 361

Albert Maldonado commented on item 2.2. He stated the Board has voted to hold teleconference meetings under AB361. The District needs to make certain findings every 30 days to continue teleconference meetings. There needs to be a Governor-Declared State of Emergency and then there needs to be two findings. 1) The District needs to consider the circumstance for the State of Emergency. 2) State or Local Officials have recommended social distancing.

Chairman Hughes opened for public comment at 6:12pm. Hearing none, public comment closed at 6:12pm.

Motion made to accept the consent calendar items 2.1 and 2.2.

Initial Motion: Vice Chair/Secretary Diercks

Second: Treasurer Flores

Result of Motion: Carried 7-0

Director Tinker: Aye

Director Valdivia: Aye

Director De La Cruz: Aye

Director Ward: Aye

Treasurer Flores: Aye

Vice-Chair/Secretary Diercks: Aye

Chairman Hughes: Aye

3. **ACTION ITEMS/BIDS & PUBLIC HEARING/REQUESTS:** None

3.1 Approval to Develop a MOU with the City of Beaumont regarding Danny Thomas Ranch. Chairman Hughes, Treasurer Flores, Mayor Lloyd White, and Councilmember Rey Santos will develop an Ad-Hoc for the MOU and the City would like the property to be annexed. Attorney for Best, Best & Krieger, Albert Maldonado reported that the MOU title needs to include "Improvement" for the Improvement Corporation and reiterated that the MOU is an agreement to open conversation between the Board and the City of Beaumont. Director Tinker reported that he has concerns regarding the MOU. Director Valdivia would like to know the benefits and disadvantages for the District as well as the City if the property were to be annexed. Chairman Hughes opened for public comment at 6:53pm. Hearing none, public comment closed at 6:53pm. Chairman Hughes suggested making Item 3.1 a closed session item.

Motion made to accept action item 3.1

Initial Motion: Chairman Hughes

Second: Director De La Cruz

Result of Motion: Carried 6-1

Director Tinker: Nay

Director Valdivia: Aye

Director De La Cruz: Aye

Director Ward: Aye

Treasurer Flores: Aye

Vice Chair/Secretary Diercks: Aye

Chairman Hughes: Aye

3.2 Approval to Accept ARPA Funding.

Supervisor Hewitt spoke and presented compliments to the District and looks forward to seeing the District continue growing. Chairman Hughes thanked Supervisor Hewitt. Director Tinker asked if the Improvement Corporation had to return the money given and if the District has a specific timeline they had to follow. Chief of Staff, Boomer Shannon, confirmed that the Improvement Corporation does not have to reimburse the money.

Motion made to accept action item 3.2

Initial Motion: Treasurer Flores

Second: Vice Chair/Secretary Diercks

Result of Motion: Carried 6-0

Director Tinker: Aye

Director Valdivia: Aye

Director De La Cruz: Aye

Director Ward: Absent

Treasurer Flores: Aye

Vice Chair/Secretary Diercks: Aye

Chairman Hughes: Aye

4. **ADJOURNMENT:** Motion was made to adjourn the meeting at 6:54pm.