

VASHON PARK DISTRICT BOARD OF COMMISSIONERS

MEETING MINUTES

Ober Park, Performance Room, 7:00 pm

DATE: Tuesday, May 9, 2017

Commissioners attending: Lu-Ann Branch, Karen Gardner, Scott Harvey, Bob McMahon, Doug Ostrom.

Staff attending: Jason Acosta, Elaine Ott, Robin Thomas, Eric _____

ISSUE	DISCUSSION AND OUTCOME	FOLLOW UP
Call to Order & Review Agenda	The meeting was called to order by Karen Gardner at 7:00 PM. Karen reviewed the agenda.	
Public Comment	<p>Capt. Joe: On Saturday we had a wedding in the tower of the lighthouse. It was small. Susan McCabe officiated. It was great.</p> <p>David Hackett: I read the article in the Beachcomber about the pool. We have to find out what is true. You need advice of counsel. We don't know if your citations are accurate.</p> <p>Lu-Ann: All our information has been from your letter. VSD (Vashon School District) has to get reasonable.</p>	
Commons/Pool Bubble	<p>Karen: The Board in good faith is trying to come up with a solution. We began to see hostility and we heard a lot of untruths about the Commons. None of us know why this is happening. Some threats are over the top. We have two law firms that are interested in doing <i>Pro Bono</i> work for us. We want to back up a little and get some rational voices on this.</p> <p>Bob: I MOVE THAT WE SEEK LEGAL COUNSEL.</p> <p>Scott: SECOND.</p> <p>Unidentified Man: What did you have happen? You must comply with state law that says that we have to have a motion and a discussion. You got sideways with the community.</p> <p>Unidentified Man: What are the threats? Implied or real threats that if we don't give 100k to VSD then we won't be able to have access to the pool?</p> <p>Karen: David Hackett wrote us a letter. We will check into what state law says. You have to understand the context. He said the Commons has provided rent for those properties. You have to give consideration.</p> <p>Bob: First, you said that Commons payments were to pay VSD for use of those facilities. Then you said that 100k was rent. Even though the agreement says</p>	<p>MOTION, SECOND TO SEEK LEGAL COUNSEL.</p> <p>VOTE: 4-1 IN FAVOR.</p> <p>MOTION, SECOND TO SUSPEND THE RULES.</p> <p>VOTE: 4-1 IN FAVOR.</p>

otherwise.

Doug: We have to know what is legal.

Lu-Ann: It has all been public record up until this week.

Unidentified Man: You should understand these things. You used the word threat three times.

Unidentified Woman: The question came from me.

Lu-Ann: We are concerned and we want to check things out.

Doug: Why do you object to legal counsel?

Unidentified Man: We don't.

Unidentified Man: Are you there for the community? We want this discussion in the public.

Lu-Ann: We seek community involvement.

Karen: Some facts aren't facts, like fake news.

David: How do you know they are fake if you haven't checked it out?

Scott read an August Beachcomber article to the audience.

Scott: David Hackett said that VPD would pay for use of the fields. The fields are used for many things.

Scott then read an October Beachcomber article to the audience that addressed the need to keep the parks open. It was in reference to David Hackett's contention that the 5 cent levy increase was for the Commons.

Scott: Levy money was not used to fund the Commons.

David Hackett: The proposal was to have two levies. We decided to roll the nickel into the levy. That nickel was for Commons.

Scott: Was the public expected to do that? No. You know very well that VPD commissioners vote for an annual budget and we can choose to fund what we want. That was why the senior citizen funding was eliminated. We have every right to do this. Levies are not restrictive, not like bonds.

Lu-Ann: You can't say that just because the Beachcomber says something that it is true.

Karen: We are trying to sort things out. We don't respond well to bullying. We will sort things out.

Scott: I think that the public should recognize that the Commons Agreement runs through June. We wanted to work something out in advance of that. I expect we will have this done.

Doug: The levy process never mentioned the nickel. I can't believe the voters were thinking about that. The nickel was not an issue.

Unidentified Man: Who drove support for the levy?

Doug: Which part of the community supported the levy?

Unidentified Man: It seems disingenuous to backtrack. We were part of the community levy process. You are backtracking.

Bob: People are becoming convinced that we are trying to back out of the Commons and make it less accessible to the community. Given what we have been told, by survey, you folks, we are not making a decision about the pool yet. You are all fired up about us taking action that we have not taken.

David: Scott is sending out information about changing the fee structure. He said that school fees are separate from VSD. 50 people were listening to him on that bus ride.

Bob: The only discussion we have had is that we are having problems. Scott suggested that we raise user fees.

David: You presented two options. If you guys are going back to the table, we have no problem. I have negotiated the Commons Agreement 3 times. The Beachcomber today said that there is a payment for the Commons.

Bob: At the last meeting, I couldn't find any other interlocal agreement anywhere where a park district pays a school district. I have just heard that San Juan Island pays the school district, but it is structured very differently. There are three levies there, school, park district and a levy for programs on the sports fields. They use monies for that use only. Nobody else pays a school district. We have to get into negotiations.

Lu-Ann: The nickel was for the Commons.

Scott: It was for multiple uses. It was for BARC, Sunrise Ridge, the pool, athletic fields, etc.. They were new expenses since the previous levy.

Karen: We said it would be foolish to buy a bubble if VSD won't let us have the pool. We hope to have it settled soon.

Linea: You deferred it again.

Karen: We want to pay attention to the community. If you were about to buy a bubble, wouldn't you be careful? Bob Hennessey said that it would be worked out.

Unidentified Man: We would never say that we would never use the pool. We would never forget the fields.

David: Now you are using this as an excuse. When I was on the board we got things done.

Jacklyn D: We did a fundraiser for the fields. I want to assure you that we want you to follow through with the last motion you made. Financially we have to put a deposit on the bubble now. I would hope that you would reconsider what you are doing. You are not buying the bubble, we are.

Scott: The motion made at prior meeting.

Jacklyn: The motion was changed

Scott: The motion did not change. We don't know how much money we will have. You want us to prepare our budget now for next year. We have limited resources. It was a high priority. The top priority was returning programs to VPD. If it

hadn't been for these issues, we hoped to cover our needs.

Jacklyn: The prior motion gave a time frame.

Doug: When the bubble idea came up, the Seals made two proposals.

Ginger: I believe that you said that you would take the financial risk on in January, not taking anything from 2017.

Unidentified Man: You said that you would cap your expenses. When we did calculations with Scott Bonney, only 14 people a day would have to use the pool. Let's put a time limit on it.

Karen: We may have a difference of opinion on the pool. My priority is to protect the VPD and the public. Given Bob Hennessey's assurances to not take the pool away, that does change my mind.

Elaine: (*read motion aloud*). Bob moved that the pool be.... (*interruption*)

Doug: This doesn't sound like what we discussed. Nothing was said about anyone else raising operating finances.

Bob: The motion was seconded. We had agreed before to not take final action until the Commons thing was settled.

David: I don't remember it that way. You have a motion that gives you very little risk for the bubble. You spend no money at all. I can understand why you want to put this off until the Commons is settled. If you don't want park programs, the Seals can cover operating expenses.

Unidentified Woman: Scott Bonney went through the costs. We determined our revenue would cover the 10/2017 money.

Scott: I remember that 55k was going to be the cost to us. The 2nd option was 45k.

Unidentified Woman: You decided to vote on option 1.

Scott: That would cost us 55k.

Karen: I would like to bring this to a vote.

Elaine (*rereads motion.*)

VOTE: 3-2 IN FAVOR (*Scott and Doug opposed*) (*Applause from the audience.*)

Karen: We will look at this the best we can. We have talked about it as renegotiating. It sounds like you say it is a done deal. We still think that 100k a year is excessive.

David: The community will appreciate this.

Lu-Ann: We haven't changed our position.

Robin ____: What has been confusing is to be in the process. The public clearly has taken the Commons for granted for a long time. A lot of people are not aware of the agreement. When we took the survey, given the options you gave us, we did not understand the interlocal and how it affects us. I haven't gotten a good answer. What happens after June 30? It is almost June. Having some understanding of the agreement is key. It feels like there is a hard stop on June 30.

Vote for Bubble approved 3 – 2 (Scott and Doug opposed)

	<p>Lu-Ann: We never said that.</p> <p>Doug: There are legitimate questions for us and the VSD. Talk to the school district.</p> <p>Lu-Ann: You elected this board. You voted out the old board. Do you want us to look at things of concern? This is refreshing. Embrace this. It is OK to question how we do things. You elected us to look at things.</p> <p>David: If we value keeping VSD facilities open, that is.</p> <p>Lu-Ann: Others don't pay 100k per year.</p> <p>Unidentified Woman: Other school districts have gone out and raised money for facilities. Our VPD is not who went out to secure school bonds. In Seattle, a lot of those agreements are a combination of park district and school facilities. There is a back and forth.</p> <p>Bob: It is in the scheduling.</p> <p>Unidentified Woman: The school facilities don't meet community demand. The school bond was whittled down. People thought having access to the gym was in peril.</p> <p>Karen: You are not the whole public. A problem of being an elected official is balancing the needs of the public. That is why we are getting a lawyer to figure out the issues.</p> <p>Bob: I MOVE TO SUSPEND THE RULES.</p> <p>Doug: SECOND.</p> <p>VOTE: 4-1 (<i>Scott opposed</i>)</p> <p>Capt. Joe: I have been coming to VPD meetings for almost 15 years. We have had good years and bad years. From this side of the Grand Canyon, with some exceptions, I support this board and how they handle these matters. I give them a vote of confidence. Whenever I feel you don't, I will still be the lone sailor.</p>	
<p>Real Estate Motion</p>	<p>Elaine: Our discussion of real estate matters has occurred in executive session. We are looking to surplus for sale.</p> <p>Scott: The resolution reads as follows: BASED ON PUBLIC INPUT AND THE REVIEW OF OUR FINANCIAL CONDITION, THE VASHON PARK DISTRICT BOARD OF COMMISSIONERS HAVE CONCLUDED THAT IT IS IN THE DISTRICT'S AND PUBLIC'S BEST INTEREST TO SURPLUS PROPERTIES THAT ARE NOT ESSENTIAL TO THE MISSION OF THE DISTRICT. IN THIS WAY, FOCUS CAN BE MAINTAINED ON THOSE PROPERTIES AND PROGRAMS THAT ARE ESSENTIAL TO OUR MISSION AND THE PUBLIC. SURPLUS PROPERTIES WILL BE LISTED PUBLICLY FOR FULL FAIR AND EQUAL ACCESS TO THE OPPORTUNITY FOR OWNERSHIP.</p>	<p>MOTION, SECOND TO APPROVE SURPLUS REAL ESTATE RESOLUTION.</p> <p>MOTION, SECOND TO SUSPEND THE RULES.</p>

	<p>PER RCW 36.69.130, A PARK AND RECREATION DISTRICT HAS THE POWER “TO DISPOSE OF REAL ANAD PERSONAL PROPERTY ONLY BY UNANIMOUS VOTE OF THE DISTRICT COMMISSIONERS.” BE IT HEREBY RESOLVED THAT THE VASHON PARK DISTRICT BOARD OF COMMISSIONERS UNANIMOUSLY APPROVE THE SALE OF THE BURTON PENINSULA TIDELANDS PARCEL #1822039054.</p> <p>BE IT ALSO HEREBY RESOLVED THAT THE EXECUTIVE DIRECTOR HAS BOARD APPROVAL TO ACT ON BEHALF OF THE BOARD IN SIGNING ALL DOCUMENTATION RELATED TO THE LISTING AND THE SALE OF AFORE-MENTIONED PROPERTY.</p> <p>Bob: SECOND.</p> <p>Scott: I MOVE THAT WE SUSPEND THE RULES.</p> <p>Bob: SECOND.</p> <p>VOTE: 5-0 IN FAVOR TO SUSPEND THE RULES.</p> <p>VOTE: 5-0 ON MAIN MOTION/RESOLUTION.</p>	<p>VOTE TO SUSPEND THE RULES: 5-0 IN FAVOR.</p> <p>VOTE ON MAIN MOTION/ RESOLUTION: 5-0 IN FAVOR.</p>
<p>Approve Minutes</p>	<p>Bob: I MOVE THAT WE ACCEPT THE MINUTES AS PRESENTED.</p> <p>Scott: SECOND.</p> <p>VOTE: 5-0 IN FAVOR.</p>	<p>MOTION, SECOND TO ACCEPT THE MINUTES AS PRESENTED.</p> <p>VOTE: 5-0 IN FAVOR.</p>
<p>Financial Report</p>	<p>Elaine: See cash flow and budget to actual for March. We are 10k ahead in levy dollars. Administration is ahead 1,300k after considering carryover items. Wages, I expected to need to ask for cross-over training money. Kit is going to move to a part-time schedule for a couple of months. She has been very gracious. My hope is to bring in someone part time. If I need to bring someone in full time, I will need to make this work. Budget to actual is the audit bill. Maintenance is ahead. Materials are 4k under budget. Commons is over budget by 5k. Revenue is down about 2,800k. Programs have not started yet. Pool operating is ahead. Pt. Robinson is over by 8,900k attributed to revenue. April and May are down in Quarters B. We don’t know if we can make it up. Fern Cove: RFQ for boiler design by May 26th and then we will get the bid out. RFA: ahead by 8,200k. The TAN I paid off in April and we hope to never see that again. Year-end cash relative to reserves, we are ahead.</p>	

<p>Fern Cove</p>	<p>Elaine: We are over budget. Enduris has changed their position. They were concerned about covering our revenue and they figured that they would come out ahead if they fix the septic rather than the revenue. They want a more specific quote. We need a design engineer. You approved funding for the design. Eric is applying for the 4-Culture emergency grant. They didn't land on a figure for the revenue, but it seems intuitive that if they pay for the septic, it is a smaller risk to them.</p> <p>Karen: The crack is not covered by this.</p> <p>Elaine: We took a hit of 13k in lost revenue. This also accounts for the corresponding costs. It does include 3k for the designer. It might be an 8k hit. Cannot sell Fern Cove due to RCO – must have property of equal value.</p>		
<p>Motion to Adjourn</p>	<p>Lu-Ann: I MOVE THAT WE ADJOURN.</p> <p>Bob: SECOND.</p> <p>Karen: All in favor?</p> <p>VOTE: 5-0 IN FAVOR.</p> <p>Ken: I want to thank you for all the work you do.</p> <p>Lu-Ann: You guys too on the bubble.</p>	<p>MOTION, SECOND TO ADJOURN.</p> <p>VOTE: 5-0 IN FAVOR.</p>	
<p>Next Meeting</p>	<p>May 23, 2017, 7:00 PM</p>		

Respectfully submitted by:
Mary Reeves