



Agenda

Board of Directors
Kensington Police Protection
and Community Service District
Special & Regular Meetings
Thursday, May 12, 2022
Via Teleconference

www.kppcsd.org/2022-05-12-kppcsd-board-meeting

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

On September 16, 2021, the Governor signed into law AB 361. AB 361 added Section 54953(e) to the California Open Meetings Act, California Government Code 54950 et seq. (“The Brown Act”). Section 54953(e) allows District’s legislative body, the Board of Directors, to hold meetings by teleconferences during a proclaimed state of emergency subject to the Board making findings specified in Section 54953(e)(2). The Board may continue to hold teleconferenced meetings during the state of emergency so long as at least every 30 days, the Board reconsiders the state of emergency to determine if remote meetings are warranted under Section 54953(e)(3). When holding teleconferenced meetings, the Board must comply with the notice, access, public comment and other procedure requirements of Section 54953(e)(2).

Special Meeting (Closed Session) – 6:30 p.m.

Call to Order

Roll Call

Special Meeting Agenda Item Public Comments

Individuals wishing to address the Board of Directors concerning any Special Meeting agenda items on the agenda are invited to make oral comments of up to three minutes. 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 917 Arlington Ave., Kensington, CA 94707 or llewis@kppcsd.org.

1. Teleconference Meetings During State of Emergency

Recommended Action: Adopt Resolution No. 2022-08 A Resolution Of The Board Of Directors Of The Kensington Police Protection And Community Services District Making Findings And Determining A Need To Continue Holding Remote Meetings By Teleconference.

Contact: Ann Danforth, General Counsel, adanforth8@outlook.com

Adjournment to Closed Session

1. **Recruitment of Permanent General Manager** (Government Code § 54957(b))
Recommended Action: Receive information and potential approve contract terms.
Contact: Richard J. Benson, Interim General Manager, rbenson@kppcsd.org
2. **Conference with Labor Negotiator**
District designated representative: Interim General Manager Richard J. Benson
Employee organization: Kensington Police Officers Association
Unrepresented: Chief of Police and Police Lieutenant
Contact: Richard J. Benson, Interim General Manager, rbenson@kppcsd.org

Regular Meeting - 7:00 p.m.

Call to Order

Announcement from Closed Session

Roll Call

Public & Consent Calendar Comments

All matters on the Consent Calendar are considered routine and are approved by one motion and vote, unless Board Member or General Manager first requests that a matter be removed for separate discussion and action. Individuals wishing to address the Board of Directors concerning Consent Calendar items or on matters not already on the agenda are invited to make oral comments of up to three minutes. Please raise your hand via Zoom. When you are called on by the Board President you will be unmuted and 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 217 Arlington Ave., Kensington, CA 94707 or llewis@kppcsd.org.

Consent Calendar

1. **Meeting Minutes for the Special and Regular Meetings of April 7 and April 14, 2022**
Recommended Action: Approve meeting minutes.
Contact: Lynelle Lewis, District Clerk, llewis@kppcsd.org
2. **Contract with Richard Benson for Consulting Services**
Recommended Action: Approve contract and authorize President Sylvia Hacaj to execute on behalf of District.
Contact: Ann Danforth, District General Counsel, adanforth8@outlook.com

3. General Funds Transfer to LAIF Account

Recommended Action: Approve the transfer of \$1.2 million from the General Fund checking account into the Local Agency Investment Fund (LAIF).

Contact: Lisa Mundis, Finance Director, lmundis@kppcsd.org

4. March 2022 Financial Reports

Recommended Action: Receive and accept financial reports.

Contact: Lisa Mundis, Finance Director, lmundis@kppcsd.org

Discussion and Action

5. General Manager Compensation

Recommended Action: Enroll the District General Manager position and other administrative staff in the California Public Employees Retirement System (CalPERS) and classify the position as salaried (\$12,350.00-\$13,899.60), part-time (24-30 hours/week).

Contact: Rick Benson, Interim General Manager, rbenson@kppcsd.org

6. Temporary District Location

Recommended Actions: (1) Approve locating, on a temporary basis, the KPPCSD administrative and police operations to 10940 San Pablo Avenue, Unit B, in El Cerrito. (2) Authorize the Interim General Manager to enter into agreements relating to the relocation with the City of El Cerrito, Mobile Modular Management Corporation, and the Kensington Fire Protection District.

Contact: Rick Benson, Interim General Manager, rbenson@kppcsd.org

7. Proposal to Call a Joint Meeting with the Kensington Fire Protection District

Recommended Action: Direct staff to contact the Kensington Fire Protection District to propose a joint meeting to update the public regarding the status of housing of the two agencies.

Contact: Sylvia Hacaj, Board President, shacaj@kppcsd.org

8. Review 1st Draft of New Agreement with the Kensington Community Council

Recommended Actions: Discuss draft Agreement with the KCC for provision of recreational services on District property; provide direction to staff for future drafts; consider creating *ad hoc* committee to work with KCC and District staff on substance of agreement.

Contact: Ann Danforth, District General Counsel, adanforth8@outlook.com

9. Annual Approval of the Kensington Park Assessment District Levy

Recommended Actions: Adopt three Resolutions for Fiscal Year 2022-23 to collect Kensington Park Assessment Pursuant to the Landscaping and Lighting Act of 1972, including: (1) Resolution No. 2022-05 Initiate Proceedings For The Levy And Collection Of Assessments For The Kensington Park Assessment District for Fiscal Year 2022-23; (2) Resolution No. 2022-06 Approve The Annual Report For The Kensington Park Assessment District For Fiscal Year 2021-22; and (3) Resolution No. 07-2022 Declare the District's Intention To Levy And Collect Assessment For The Kensington Park Assessment District for Fiscal Year 2022-23.

Contact: Rick Benson, Interim General Manager, rbenson@kppcsd.org or Lisa Mundis, Director of Finance, lmundis@kppcsd.org

Comments & Reports

10. Director Comments

11. General Manager Comments

12. Board Correspondence

- KCC Report

Adjournment

The next regular meeting is scheduled for June 7, 2022.

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, 217 Arlington Ave, Kensington, CA 94707.
- 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

Public Safety Building – Colusa Food – Arlington Kiosk and at www.kppcsd.org. Complete agenda packets are available at the Public Safety Building at 217 Arlington Avenue, Kensington, CA 94707.

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, 217 Arlington Ave, Kensington, CA 94707** at the same time that those records are distributed or made available to a majority of the Board.