



**SPECIAL AND REGULAR MEETING
BOARD OF DIRECTORS OF THE
MIDPENINSULA REGIONAL OPEN SPACE DISTRICT**

Wednesday, May 10, 2023

**Special meeting starts at 5:00 PM
Regular meeting starts at 7:00 PM***

**REVISED
A G E N D A**

TELECONFERENCE NOTICE Pursuant to Government Code Section 54953, Subdivision (b), Director Holman will participate IN THE 5PM SPECIAL MEETING ONLY from 725 Homer Avenue, Palo Alto, CA 94301. This Notice and Agenda will be posted at the teleconference location. Accessibility to and public comment from this address will be provided as required by Government Code Section 54953(b)(3).

Midpeninsula Regional Open Space District Board meetings are held in person at the District's Administrative Office, and by teleconference pursuant to Government Code Section 54953. Members of the public can attend and participate in the meeting using the following methods:

- 1. In-person at the Midpen Administrative Office – 5050 El Camino Real, Los Altos, CA 94022.*
- 2. Viewing the meeting in real-time at openspace.zoom.us/j/88067967785 or listening to the meeting by dialing (669) 900-6833 or (346) 248-7799 (Meeting ID 880 6796 7785).*

Members of the public may submit written comments to be provided to the Board, or register to make oral comments, as follows:

- Written comments may be submitted via the public comment form at: <https://www.openspace.org/public-comment>.*
- Requests to provide oral comment must be submitted prior to the time public comment on the agenda item is closed. Requests to provide oral comments may be made by:*
 - Submitting a request through the public comment form at: <https://www.openspace.org/public-comment> for those attending via Zoom.*
 - Submitting a request via the paper-based public comment form at the meeting for those attending in-person.*
- Any comments received after the deadline will be provided to the Board after the meeting.*

5:00 SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE MIDPENINSULA REGIONAL OPEN SPACE DISTRICT – CLOSED SESSION

ROLL CALL

1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

- A. Significant exposure to litigation pursuant to Section 54956.9(d)(2) (1 case)
Written claim from BHM Construction, Inc. pursuant to Public Contract Code section 9204
- B. Initiation of litigation pursuant to Government Code 54956.9(d)(4) (1 case)

2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Government Code 54956.9(d)(1) (2 cases)

Pamela Ashford v. Midpeninsula Regional Open Space District, Santa Clara County Superior Court Case No. 22CV407741

Midpeninsula Regional Open Space District v. Pamela Ashford, Santa Clara County Superior Court Case No. 23CV410606

ADJOURNMENT

7:00 REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE MIDPENINSULA REGIONAL OPEN SPACE DISTRICT

Announce Out from Closed Session

ORAL COMMUNICATIONS

This portion of the agenda is for members of the public to comment on items not on the agenda; however, the Brown Act (Open Meeting Law) does not allow action by the Board of Directors on items not on the agenda. Individuals are limited to one comment during this section.

SPECIAL ORDERS OF THE DAY

- **Introduction Of Staff**
 - Grace Vannelli, Open Space Technician
 - Greg Paredes, Open Space Technician
 - Valerie Niles, Open Space Technician
 - Allison Nirmaier, Open Space Technician
 - Reed Prescott, Open Space Technician

ADOPTION OF AGENDA

BOARD BUSINESS

Public comment on agenda items at the time each item is considered by the Board of Directors.

CONSENT CALENDAR

All items on the Consent Calendar may be approved without discussion by one motion. Board members, the General Manager, and members of the public may request that an item be removed from the Consent Calendar during consideration of the Consent Calendar.

- 1. Approve the March 7, 2023 Board meeting minutes**
- 2. Claims Report**
- 3. Quarter 3 Proposed Budget Amendments to the Fiscal Year ending June 30, 2023 (R-23-46)**

Staff Contact: Rafaela Ocegüera, Budget & Analysis Manager

General Manager's Recommendation: Adopt a resolution approving the proposed Quarter 3 budget amendments for the fiscal year ending June 30, 2023.

4. Legislative Position Recommendations (R-23-47)

Staff Contact: Joshua Hugg, Governmental Affairs Specialist

General Manager's Recommendation: Approve the recommended list of legislative positions for the 2023 state legislative session as reviewed and supported by the Legislative, Funding, and Public Affairs Committee.

5. Contract Amendment for On-Call Vehicle Maintenance & Repair Services (R-23-48)

Staff Contact: Benjamin Talavera, Management Analyst II, Land & Facilities

General Manager's Recommendation: Authorize the General Manager to amend an on-call vehicle maintenance and repair contract with Renson Automotive Inc., to increase the contract amount by \$35,000 for a new not-to-exceed total amount of \$85,000 to cover service needs through end of June 2023 (end of Fiscal Year 2022-23).

6. Reject All Bids for the Custodial Services Contract (R-23-49)

Staff Contact: Joe Mackessy, Facilities Maintenance Supervisor, Land and Facilities Department

General Manager's Recommendation:

1. Reject all bids received for the Custodial Services Contract that is meant to provide custodial services at five staff facilities.
2. Authorize the General Manager to re-solicit bids.

BOARD BUSINESS

Public comment on agenda items at the time each item is considered by the Board of Directors.

7. Calendar Year Vegetation Management Annual Reports for 2020 and 2021, and Proposed Updates to the Integrated Pest Management and Wildland Fire Resiliency Programs (R-23-50)

Staff Contact: Coty Sifuentes-Winter, Senior Resource Management Specialist, Natural Resources

General Manager's Recommendation:

1. Accept the 2020 and 2021 Calendar Year Vegetation Management Annual Reports.
2. Approve the proposed minor modifications to the Integrated Pest Management Program.
3. Approve the proposed additional criteria for prioritizing Fuel Reduction Areas for ecosystem resiliency.

8. Oral Presentation –Land & Facilities Department Overview

Staff Contact: Brandon Stewart, Land & Facilities Manager

General Manager's Recommendation: No Board action required.

9. Oral Presentation –Visitor Services Department Overview

Staff Contact: Matt Anderson, Visitor Services Manager

General Manager's Recommendation: No Board action required.

INFORMATIONAL MEMORANDA

- Interim Public Access at Cloverdale Ranch Open Space Preserve

INFORMATIONAL REPORTS – Reports on compensable meetings attended. Brief reports or announcements concerning activities of District Directors and staff; opportunity to refer public or Board questions to staff for information; request staff to report to the Board on a matter at a future meeting; or direct staff to place a matter on a future agenda. Items in this category are for discussion and direction to staff only. No final policy action will be taken by the Board.

- A. Committee Reports
- B. Staff Reports
- C. Director Reports

ADJOURNMENT

**Times are estimated and items may appear earlier or later than listed. Agenda is subject to change of order.*

In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the District Clerk at (650) 691-1200. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting.

Written materials relating to an item on this Agenda that are considered to be a public record and are distributed to Board members less than 72 hours prior to the meeting, will be available for public inspection at the District's Administrative Office located at 5050 El Camino Real, Los Altos, California 94022.

CERTIFICATION OF POSTING OF AGENDA

I, Maria Soria, District Clerk for the Midpeninsula Regional Open Space District (MROSD), declare that the foregoing agenda for the special and regular meetings of the MROSD Board of Directors was posted and available for review on May 4, 2023, at the Administrative Offices of MROSD, 5050 El Camino Real, Los Altos California, 94022. The agenda and any additional written materials are also available on the District's web site at <http://www.openspace.org>.



Maria Soria, MMC, CPMC
District Clerk

