



2950 PERALTA OAKS COURT | P.O. BOX 538 | OAKLAND CALIFORNIA 94605-0381 | T: 1-888-EBPARKS | F: 510-569-4319 | TRS RELAY: 711 | WWW.EBPARKS.ORG

12:30 p.m. Item

TO: Board Operations Committee
FROM: Ruby Tumber, Acting Management Analyst
DATE: November 16, 2017
SUBJECT: Update Concession Cost Study: District-wide

Acting Management Analyst Ruby Tumber will present an update to the Board Operations Committee on District-wide indirect and direct costs associated with concessions and facilities, including net costs, approximate District staff time, and details on the Concession Maintenance Fund.

At the December 15, 2015 Board of Directors meeting, several Directors requested information on direct and indirect costs associated with concessions. During this meeting, the Board Operations Committee decided that staff would bring the five highest earning concessions and the five lowest earning concessions back to the Board Operations Committee for review and comment. An update was provided at the February 18, 2016 Board Operations Committee, during which the Committee reviewed the information on the five highest earning concessions and the five lowest earning concessions and requested that the study be expanded to all District concessions and reservable facilities. An additional update, which included all concessions and reservable facilities, was presented on November 17, 2016, with the intention that it serve as the template for future, annual Concession Revenues and Costs updates.

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12:50 p.m. Item

TO: Board Operations Committee

FROM: Mimi Waluch, Business Services Manager

DATE: November 16, 2017

**SUBJECT: Martinez Equestrian Arena Special Use Agreement:
Radke-Martinez Regional Shoreline**

There has been a public equestrian arena in the Radke-Martinez Regional Shoreline since 1978. The public arena, used for local equestrians to participate in horse shows and clinics, was constructed by the Martinez Horsemen's Association (MHA) and has been managed by MHA since 1978 under a District Special Use Agreement. MHA is now disbanding and their current ten-year Special Use Agreement with the District, ending December 31, 2019, will be terminated effective December 5, 2017. As a result of this termination, all MHA property has been removed from the facility with the exception of the arena rail posts and the snack shack/entry booth, which were purchased by the Tri-Cities Horsemen's Association.

The Tri-Cities Horsemen's Association (Tri-Cities) was a frequent user of the MHA arena. Tri-Cities approached the District with a proposal to enter into a Special Use Agreement to operate and maintain the space at Radke Martinez Shoreline through the end of the current leased term, December 31, 2019. District staff is recommending the following transition to operate and maintain an arena at the Radke Martinez Shoreline:

1. Enter into an interim arrangement with Tri-Cities effective November 1, 2017 through December 31, 2017, to rebuild the arena. The arena will be rebuilt at the sole cost of Tri-Cities.
2. Enter into a 2-year Special Use Agreement effective January 1, 2018 through December 31, 2019.
3. Tri-Cities will, at their expense, install new panels to the existing arena rail posts and will be responsible for constructing the new public arena.
4. Tri-Cities purchased the MHA snack shack/entry booth and will make whatever maintenance may be needed.
5. Tri-Cities will be responsible for any/all damages, vandalism, and repairs on the premises.

District staff is recommending that the Board Operations Committee approve and recommend to the full Board to accept Tri-Cities proposal to assume the remainder of MHA's term ending December 31, 2019. Tri-Cities will perform all construct of the site and ongoing maintenance of the site at their sole cost. The District can expect revenue of approximately \$300 annually. The land used for the arena and associated surrounding land at Radke Martinez Shoreline will made available through an RFP process in 2019.

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1:05 p.m. Item

TO: Board Operations Committee
FROM: Carol R. Victor, District Counsel
DATE: November 16, 2017
SUBJECT: Update on Interim Policy on Other Power-Driven Mobility Devices

Carol R. Victor, District Counsel, will provide an update to the Board Operations Committee on the Park District’s “Interim Policy on Other Power-Driven Mobility Devices.”

BACKGROUND

In 2010, the Department of Justice (DOJ) revised rules to the Americans with Disabilities Act effective March 15, 2011. The new rules adopt a two-tiered approach for public access for those using wheelchairs and those using “other power-driven mobility devices” (OPDMD). The rules provide that wheelchairs are permitted in any area that is open to pedestrian use. As for OPDMDs, the new regulations require an agency to make reasonable modifications to its policies, practices, or procedures to permit the use of OPDMD’s by individuals with mobility disabilities.

In December 2011, by Resolution No. 2011-12-279, the Board of Directors adopted an “Interim Policy on Other Power-Driven Mobility Devices” (Interim Policy). The Interim Policy is attached as Exhibit A. Since the adoption of the Interim Policy, Ordinance 38 (sections 902.1 and 902.3) has been amended to be made consistent with the Interim Policy. There have been no issues reported from park staff since the Interim Policy was adopted.

RECOMMENDATION

Staff recommends that the Board Operations Committee review the Interim Policy and forward this item to the full Board of Directors for formal adoption as the Park District’s policy on OPDMDs.

Board of Directors