

Paradise Recreation and Park District - Annual Comparison of Pool Revenue and Expenses.

		Annual Comparison										Average	Stdev	
		TREND	Year Begins:											
		2014	2015	2016	2017	2018	2019	2020						
Concow														
Profit and Loss														
Income		\$ 2,556	\$ 3,365	\$ 2,387	\$ 2,542	\$ 3,106	\$ 1,871	\$ 2,275					\$ 2,586	\$ 505
Expenses		\$ 10,021	\$ 11,184	\$ 12,030	\$ 14,065	\$ 16,652	\$ 14,388	\$ 10,394					\$ 12,676	\$ 2,435
Net Income (Loss)		\$ (7,465)	\$ (7,819)	\$ (9,643)	\$ (11,523)	\$ (13,546)	\$ (12,517)	\$ (8,119)					\$ (5,886)	\$ 5,502
Paradise														
Profit and Loss														
Income		\$ 47,752	\$ 45,900	\$ 55,036	\$ 51,573	\$ 43,144	\$ 12,445	\$ 16,529					\$ 38,911	\$ 17,159
Expenses		\$ 78,588	\$ 79,029	\$ 98,617	\$ 86,194	\$ 95,857	\$ 39,430	\$ 64,045					\$ 77,394	\$ 20,381
Net Income (Loss)		\$ (30,836)	\$ (33,129)	\$ (43,581)	\$ (34,621)	\$ (52,713)	\$ (26,985)	\$ (47,516)					\$ (22,448)	\$ 21,028

Note: 1) 2020 Paradise Pool expense includes new starting blocks for \$16,152.

Staff Report

February 10, 2021



DATE: 1/25/2021
 TO: Board of Directors
 FROM: Kristi Sweeney, Assistant District Manager
 SUBJECT: Resolution #21-02-1-495 Workers Compensation for Volunteers

Summary

Staff seek Board approval of the resolution to update the District's policy as it relates to non-paid persons eligible to receive workers' compensation while performing services for the District to include volunteers, members of the District governing body, individuals on work-study programs, and interns.

Recommendation: Approve resolution #21-02-1-495 as presented.

1. Background

In 1994 the Board of Directors approved Resolution #94-3-1 designating volunteers would be entitled to workers' compensation benefits if an injury were sustained while performing services for the District. Upon review of this 1994 action, Mr. Matt Duarte of CAPRI has recommended the Board of Directors update this policy to include others who may provide non-paid services for the District. Mr. Duarte states in part:

"The 1994 iteration you sent does not clarify whether or not "volunteers" would include your Board members for workers' compensation purposes. We think it should and our sample allows your Board to select that option. Absent such a designation, there may be confusion as to whether a Board member who received a meeting stipend is entitled to "volunteer" status.

The 1994 version also defines volunteer as "...unsalaried person performing volunteer services for this district under the direction and control of the Board of Directors of this district..." We believe this to be too narrow a definition and may be susceptible to challenge (i.e. "I was performing at the direction of district staff, not the district board"). The attached sample utilizes the catchall of Labor Code section 3363.5 and we think more fully encapsulates the district's intent."

2. Fiscal Impact

The District does not anticipate any additional costs related to this new resolution. The intent of the original resolution #94-3-1 was to provide workers' compensation benefits for volunteers, should they be injured as a result of their volunteer work with the District. This new resolution does not increase benefits, but rather adds clarity to the definition of a volunteer engaged in service for the District.

3. Recommendation: Approve resolution #21-02-1-495 as presented.

Attachments:

- A. Resolution #21-02-1-495

https://paradisepprd.sharepoint.com/sites/BODMeeting/Shared Documents/_BOD/2021/21.0210/2021.0210.Res. 495.WC.Volunteers.Staff.Report.docx
 2/2/2021



Paradise Recreation & Park District

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RESOLUTION #21-02-1-495

**RESOLUTION OF THE GOVERNING BODY OF THE
PARADISE RECREATION AND PARK DISTRICT
DECLARING THAT GOVERNING BODY MEMBERS AND VOLUNTEERS SHALL
BE DEEMED TO BE EMPLOYEES OF THE DISTRICT FOR THE PURPOSE OF
PROVIDING WORKERS' COMPENSATION COVERAGE FOR SAID CERTAIN
INDIVIDUALS WHILE PROVIDING THEIR SERVICES**

WHEREAS, the Paradise Recreation and Park District utilizes the services of Governing Body Members and Volunteers; and

WHEREAS, Section 3363.5 of the California Labor Code provides that a person who performs voluntary service for a public agency as designated and authorized by the Governing Body of the agency or its designee, shall, upon adoption of a resolution by the Governing Body of the agency so declaring, be deemed to be an employee of the agency for the purpose of Division 4 of said Labor Code while performing such services; and

WHEREAS, in adopting this resolution, the Paradise Recreation and Park District Board of Directors rescinds Resolution 94.3.1 adopted on March 8, 1994 (attachment A); and

WHEREAS, the Governing Body wishes to extend Workers' Compensation coverage as provided by State law to the following designated categories of persons as indicated by a checkmark in the box to the left of the descriptions:

1. All Members of the Governing Body of the Paradise Recreation and Park District as presently or hereafter constituted and/or
2. All persons performing voluntary services without pay other than meals, transportation, lodging or reimbursement for incidental expenses
3. Individuals on Work-study programs
4. Interns
5. Other Volunteers

NOW, THEREFORE, BE IT RESOLVED, that such persons coming within the categories specified above, including the duly elected or appointed replacements of any Governing

Resolution #21-02-1-495
Workers' Compensation – Volunteers
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Body Member and other designated individuals be deemed to be employees of the Paradise Recreation and Park District for the purpose of Workers' Compensation coverage as provided in Division 4 of the Labor Code while performing such service. However, said Governing Body Members and other designated individuals will not be considered an employee of the Paradise Recreation and Park District for any purpose other than for such Workers' Compensation coverage, nor grant nor enlarge upon any other right, duty, or responsibility of such Governing Body Members or other designated individuals, nor allow such persons to claim any other benefits or rights given to paid employees of the Paradise Recreation and Park District.

BE IT FURTHER RESOLVED, in adopting this resolution, the Paradise Recreation and Park District Board of Directors rescinds Resolution 94.3.1 adopted on March 8, 1994 (attachment A).

PASSED AND ADOPTED by the Paradise Recreation and Park District Board of Directors on the 10th day of February 2021 by the following vote:

AYES: _____ NOES: _____ ABSTAIN: _____ ABSENT: _____

Mary Bellefeuille, Board Chairperson

Robert Anderson, Board Secretary

PARADISE RECREATION AND PARK DISTRICT
RESOLUTION #94-3-1

RESOLUTION RE VOLUNTEERS

WHEREAS various residents of this community perform volunteer services on behalf of this district without compensation; and

WHEREAS it is the desire of the Board of Directors of this district to provide workers' compensation benefits to these volunteers; and

WHEREAS under Labor Code Section 3361.5 this district, by resolution of this Board of Directors, may designate volunteer unsalaried persons to be deemed employees of this district for workers' compensation purposes and thereby entitle them to workers' compensation benefits for any injury sustained while performing services for this district.

NOW, THEREFORE, BE IT RESOLVED that a volunteer unsalaried person performing volunteer services for this district under the direction and control of the Board of Directors of this district shall be entitled to workers' compensation benefits for any injury sustained while engaged in the performance of such services pursuant to Labor Code Section 3361.5.

PASSED AND ADOPTED this 8th day of March, 1994 by the following vote:

AYES: 4 NOES: 0 ABSTAIN: 0 ABSENT: 1



RONDA HOFFMAN, Chair

ATTEST:



LES JOHNSON, Secretary

Staff Report

February 10, 2021



DATE: 2/2/2021
 TO: Board of Directors
 FROM: Kristi Sweeney, Assistant District Manager
 SUBJECT: Camp Fire Pet Memorial Location and Agreement

Summary

Review design plan from citizen's group to install a pet/wildlife memorial at Bille Park to honor the animals lost during the Camp Fire, and direct staff to complete an agreement with Paradise Animal Shelter Helpers (PASH) for ongoing care and maintenance of the memorial.

Recommendation: 1) Approve of location and installation of the pet memorial and 2) authorize the District Manager to complete the maintenance agreement with PASH.

1. Background

Shortly after the Camp Fire, a group of citizens began fundraising for a memorial dedicated to pets and wildlife lost during the fire. Upon earning sufficient funding, the group purchased a granite slab and hired an artist to engrave the stone. The group originally wanted to install the memorial at Paradise Community Park but was unable to move the project forward with the Town. The citizen group then approached the District about the potential to install the memorial at one of our parks.

On September 1, 2020 the Park and Recreation Committee met with staff, a PASH Board Member, and Gina Schaeffer (citizen group organizer) to tour Moore Road Park and Bille Park to consider possible memorial locations. Ms. Schaeffer photographed various locations to discuss with the citizen's group. The group identified Bille Park as their top choice and sought approval from the District Board to install the memorial near the large pavilion, overlooking the canyon.

The District noted concerns about installation costs and the ongoing care and maintenance associated with the memorial. PASH volunteered to set aside funds within their organization and drafted an Memorandum of Understanding (MOU) to formalize the commitment to ongoing care and maintenance. At the time of this report, District legal counsel reviewed the agreement and made significant changes (attached). Staff wanted sufficient opportunity for PASH review and provide approval. Staff therefore recommends that the Board direct the District Manager to complete the agreement with minor changes.

2. Fiscal Impact

Fiscal impact to the District will be minimal as citizen group will fund the installation and PASH will fund ongoing maintenance of the pet memorial.

3. Permits and Environmental Review

Placement of the memorial may require a permit from the town of Paradise. Applicant has been directed to complete these requirements.

4. Discussion

Residents have demonstrated interest in establishing the pet memorial at one of our beloved parks. Staff have received one call from a concerned citizen that placement of the memorial is more appropriate at Moore Road Park because of the Dog Park. The citizen was critical that the process has taken so long and is very eager to see the pet memorial built wherever it is ultimately located. Staff notes that the Park Committee has reviewed both sites and as most of the costs will be born by the applicant, the project will have minimal impact to operations.

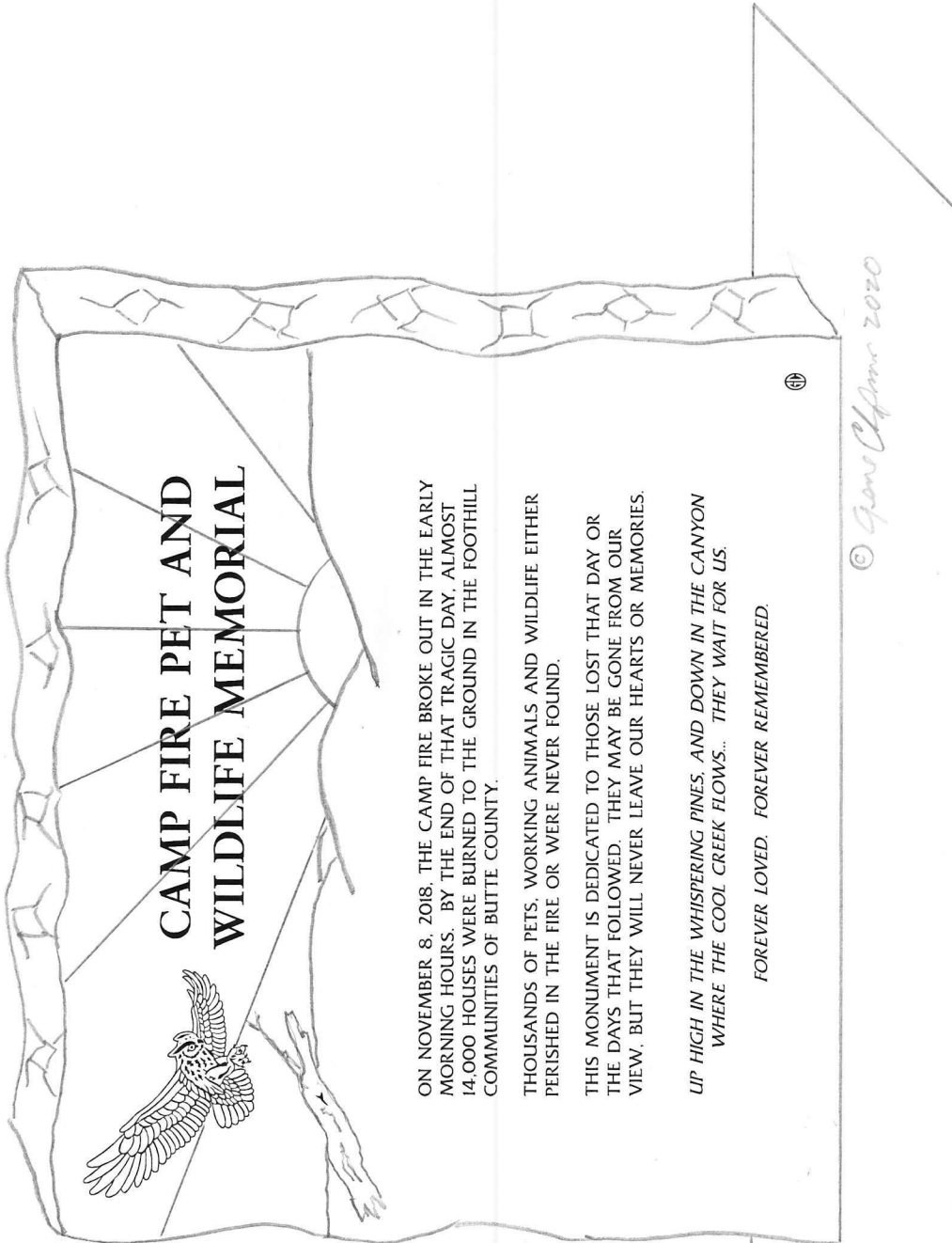
Attachments:

- A. Memorial and site design plan
- B. PASH Agreement

https://paradisepprd.sharepoint.com/sites/BODMeeting/Shared Documents/_BOD/2021/21.0210/21.0202_Pet.Memorial.Staff.Report.docx
 2/3/2021

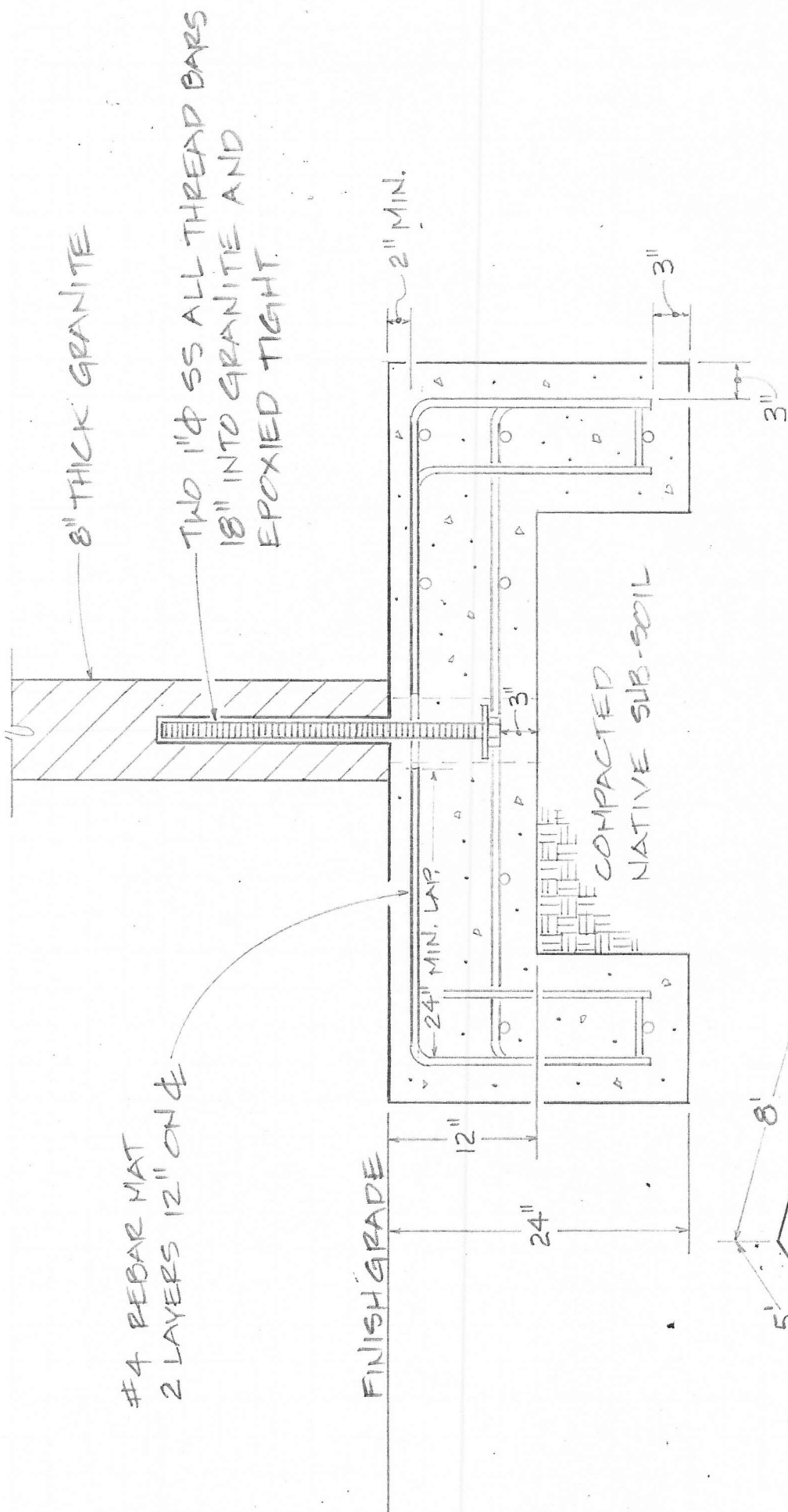
GRANITE:

SILVER GROUND
POLISHED FRONT & BACK
ROCK PITCHED 3 SIDES
5'-0" X 0'-8" X 0'-0"

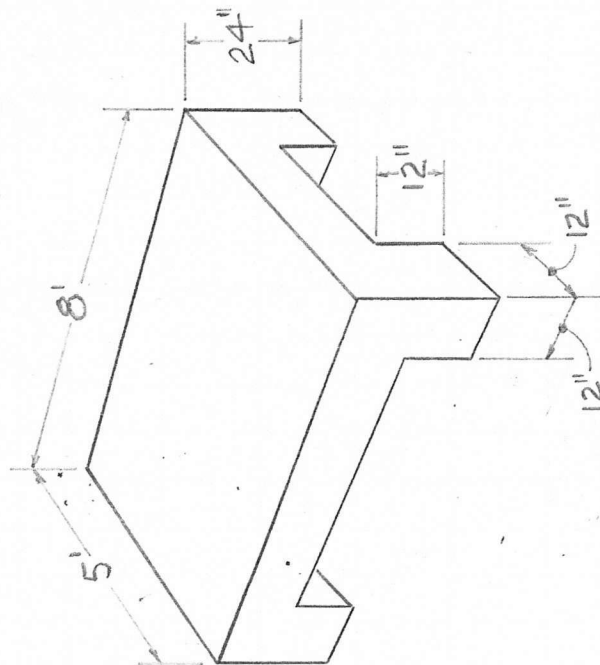


FOUNDATION & ANCHORING, SEE DETAIL SHEET

CAMP FIRE PET AND WILDLIFE MEMORIAL



FOUNDATION & GRANITE
ANCHORING DETAIL
CAMP FIRE PET AND
WILDLIFE MEMORIAL



#4 REBAR MAT
2 LAYERS 12" ON ϕ

ENTERPRISE SPECIAL DISTRICTS

Biggs-West Gridley Water District emassa@bwgwater.com	1713 West Biggs Gridley Highway	Gridley, CA 95948	530-846-3317
Butte Water District morme@buttecountywater.net	735 Virginia Street	Gridley, CA 95948	530-846-3100
Durham Irrigation District info@didwater.org jeff@jccarterlaw.com	P.O. Box 98	Durham, CA 95938	530-343-1594
Lake Madrone Water District lmwd.shane@gmail.com vhoggins@minasianlaw.com	12 Star Road	Berry Creek, CA 95916	530-533-2885
Lake Oroville Area Public Utility District manager@loapud.com	1960 Elgin Street	Oroville, CA 95966	530-533-2000
Paradise Irrigation District tlando@paradiseirrigation.com gborrayo@paradiseirrigation.com	6332 Clark Road	Paradise, CA 95969	530-877-4971
Richvale Irrigation District searley@richvaleid.com	P.O. Box 147	Richvale, CA 95974	530-882-4243
Richvale Sanitary District avag2@pulsarco.com	P.O. Box 1	Richvale, CA 95974	530-882-4286
South Feather Water & Power Agency rmoaley@southfeather.com	2310 Oro-Quincy Highway	Oroville, CA 95966	530-533-4578
Thermalito Water & Sewer District jboucher@twsd.info	410 Grand Avenue	Oroville, CA 95965	530-533-0740
Western Canal Water District ted@westerncanal.com	P.O. Box 190	Richvale, CA 95974	530-342-5083

