

Monterey County

*Monterey County Government Center
Board of Supervisors Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901*



Meeting Agenda - Final

Tuesday, November 17, 2020

10:30 AM

**IMPORTANT COVID-19 NOTICE ON PAGE 2-4
AVISO IMPORTANTE SOBRE COVID-19 EN LA PAGINA 2-4**

East Garrison Community Services District

*Chair Supervisor Chris Lopez - District 3
Vice Chair Supervisor Jane Parker - District 4
Supervisor Luis A. Alejo - District 1
Supervisor John M. Phillips - District 2
Supervisor Mary L. Adams - District 5*

Important Notice Regarding COVID 19

Based on guidance from the California Department of Public Health and the California Governor's Office, in order to minimize the spread of the COVID 19 virus, please do the following:

1. While the Board chambers remain open, you are strongly encouraged to observe the live stream of the Board of Supervisors meetings at http://monterey.granicus.com/ViewPublisher.php?view_id=19, <http://www.mgtvonline.com/>, www.youtube.com/c/MontereyCountyTV or <https://www.facebook.com/MontereyCoInfo/>

If you attend the Board of Supervisors meeting in person, you will be required to maintain appropriate social distancing, i.e., maintain a 6-foot distance between yourself and other individuals.

2. If you choose not to attend the Board of Supervisors meeting but desire to make general public comment, or comment on a specific item on the agenda, you may do so in three ways:

a. submit your comment via email by 5:00 p.m. on the Monday prior to the Board meeting. Please submit your comment to the Clerk of the Board at cob@co.monterey.ca.us. In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Your comment will be placed into the record at the Board meeting.

b. if you are watching the live stream of the Board meeting, you may submit your comment, limited to 250 words or less, to the Clerk of the Board at publiccomment@co.monterey.ca.us. General public comment must be received during the General Public Comment item on the agenda, and comments on specific agenda items must be received as it is being heard. In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Every effort will be made to read your comment into the record, but some comments may not be read due to time limitations. Comments received after an agenda item will be made part of the record if received prior to the end of the meeting.

c. you may participate through ZOOM. For ZOOM participation please join by computer audio at: <https://montereycty.zoom.us/j/224397747>

OR to participate by phone call any of these numbers below:

+1 669 900 6833 US (San Jose)
+1 346 248 7799 US (Houston)
+1 312 626 6799 US (Chicago)
+1 929 205 6099 US (New York)
+1 253 215 8782 US

+1 301 715 8592 US

Enter this Meeting ID number: 224397747 when prompted. Please note there is no Participant Code, you will just hit # again after the recording prompts you.

You will be placed in the meeting as an attendee; when you are ready to make a public comment if joined by computer audio please Raise your Hand; and by phone please push *9 on your keypad.

3. You are encouraged to participate via Zoom as the Monterey Room on the 2nd floor of the County Government Center will not be available for overflow seating during this meeting.

Aviso importante sobre COVID 19

Basado en la guía del Departamento de Salud Pública de California y la Oficina del Gobernador de California, para minimizar la propagación del virus COVID 19, haga lo siguiente:

1. Mientras las cámaras de la Junta permanecen abiertas, le recomendamos que observe la transmisión en vivo de las reuniones de la Junta de Supervisores en http://monterey.granicus.com/ViewPublisher.php?view_id=19, <http://www.mgtvonline.com/>, www.youtube.com/c/MontereyCountyTV o <https://www.facebook.com/MontereyCoInfo/>

Si asiste a la reunión de la Junta de Supervisores en persona, deberá mantener un distanciamiento social apropiado, es decir, mantener una distancia de 6 pies entre usted y otras personas.

2. Si elige no asistir a la reunión de la Junta de Supervisores pero desea hacer un comentario público general o comentar un tema específico de la agenda, puede hacerlo de tres maneras:

a. envíe su comentario por correo electrónico antes de las 5:00 p.m. el lunes anterior a la reunión de la Junta. Envíe su comentario al Secretario de la Junta a cob@co.monterey.ca.us. En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, indique en la línea de asunto, el cuerpo de la reunión (es decir, la agenda de la Junta de Supervisores) y el número de ítem (es decir, el ítem No. 10). Su comentario se colocará en el registro en la reunión de la Junta.

b. Si está viendo la transmisión en vivo de la reunión de la Junta, puede enviar su comentario, limitado a 250 palabras o menos, al Secretario de la Junta en publiccomment@co.monterey.ca.us. Los comentarios del público en general deben recibirse durante el elemento de Comentarios del público en general en la agenda, y los comentarios sobre los elementos específicos de la agenda deben recibirse mientras se escuchan. En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, indique en la línea de asunto, el cuerpo de la reunión (es decir, la agenda de la Junta de Supervisores) y el número de ítem (es decir, el ítem No.

10). Se hará todo lo posible para leer su comentario en el registro, pero algunos comentarios pueden no leerse debido a limitaciones de tiempo. Los comentarios recibidos después de un ítem de la agenda serán parte del registro si se reciben antes del final de la reunión.

c. Puedes participar a través de ZOOM. Para participar en ZOOM, únase por audio de computadora en: <https://montereycty.zoom.us/j/224397747>

O para participar por teléfono, llame a cualquiera de estos números a continuación:

+1 669 900 6833 EE. UU. (San José)
+1346248 7799 EE. UU. (Houston)
+1312626 6799 EE. UU. (Chicago)
+1929205 6099 EE. UU. (Nueva York)
+1 253 215 8782 EE. UU.
+1301715 8592 EE. UU.

Ingrese este número de ID de reunión: 224397747 cuando se le solicite. Tenga en cuenta que no hay un Código de participante, simplemente presionará # nuevamente después de que la grabación lo solicite.

Se lo colocará en la reunión como asistente; cuando esté listo para hacer un comentario público si se une al audio de la computadora, levante la mano; y por teléfono presione * 9 en su teclado.

3. Se le anima a participar a través de Zoom ya que la sala Monterey en el segundo piso del Centro de Gobierno del Condado no estará disponible para asientos adicionales durante esta reunión.

NOTE: All agenda titles related to numbered agenda items are live web links. Click on the title to be directed to the corresponding Board Report.

PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The timing of public comment shall be at the discretion of the Chair.

Please refer to the separate agenda for the Board of Supervisors

10:30 A.M. - Call to Order

Roll Call

Pledge of Allegiance

Additions and Corrections by Clerk

The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

General Public Comments

This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to the statement made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Board at a future meeting.

Consent Calendar

1. Acting as the Board of Directors of the East Garrison Community Services District:
Adopt resolutions to establish the rules for the use of East Garrison Community Services District Public Parks: 1) Phase III Dog Parks, 2) Phase III Neighborhood Parks, and 3) Phase I Lincoln Park.

Attachments: [Board Report](#)
[Attachment A-Draft Resolution for Phase III Dog Park Rules](#)
[Attachment B-Draft Resolution Phase III Neighborhood Park Rules](#)
[Attachment C-Draft Resolution Phase I Lincoln Park Rules](#)

Adjournment



Monterey County

Item No.1

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: EGCSO RES 20-005

November 17, 2020

Introduced: 10/27/2020

Current Status: Consent Agenda

Version: 1

Matter Type: East Garrison CSD
Resolution

Acting as the Board of Directors of the East Garrison Community Services District:
Adopt resolutions to establish the rules for the use of East Garrison Community Services District
Public Parks: 1) Phase III Dog Parks, 2) Phase III Neighborhood Parks, and 3) Phase I Lincoln
Park.

RECOMMENDATION:

It is recommended that the Board of Directors of the East Garrison Community Services District
adopt resolutions to establish the rules for the use of East Garrison Community Services District Public
Parks: 1) Phase III Dog Parks, 2) Phase III Neighborhood Parks, and 3) Phase I Lincoln Park.

SUMMARY/DISCUSSION:

On June 29, 2019, the Board of Supervisors adopted an ordinance to repeal and replace Monterey
County Code Chapter 14.12 County Parks. The new Chapter 14.12.020.C took effect on July 26,
2019 and allows the East Garrison Community Services District (EGCSD) Board of Directors to
adopt a resolution to establish rules and regulations for public parks and open space areas owned by
EGCSD, with input from the EGCSD Advisory Committee.

The East Garrison (EG) Phase III development has two (2) Neighborhood Parks, Arts Park and Bluff
Park/Courts, and two (2) Dog Parks, one small and one large dog park. Lincoln Park is the remaining
park in the EG Phase I development with no adopted rules. All EGCSD parks are subject to the
Quimby Act, which requires that the parks be open to the public.

In June 2020, the EGCSD Advisory Committee Ad Hoc Parks Committee, in collaboration with
Supervisor Parker's Office, conducted a survey of the East Garrison residents to solicit input regarding
rules for the Phase III Dog Parks. At its July 8, 2020 meeting, the EGCSD Advisory Committee
considered the results of the community survey and a draft of the Phase III Dog Parks rules prepared
by its Ad Hoc Parks Committee. The EGCSD Advisory Committee authorized the Committee Chair
to work with staff to develop the draft resolution with the proposed rules for the Phase III Dog Parks.
At its September 9, 2020 meeting, the EGCSD Advisory Committee considered the EG Development
Phase I and II Neighborhood Park rules, adopted on July 16, 2019, for the Phase III Neighborhood
Parks and Phase I Lincoln Park. The EGCSD Advisory Committee voted in favor of using those rules
to establish consistency throughout EG community parks. Supervisor Parker's Office reviewed the
proposed rules for consistency with the desires and concerns expressed by the EG community and
EGCSD Advisory Committee.

Staff requests that the Board of Supervisors, acting as the Board of Directors of EGCSO, adopt the resolutions to establish rules for the use of the following EGCSO public parks: 1) Phase III Dog Parks (Attachment A-Draft Resolution), 2) Phase III Neighborhood Parks (Attachment B-Draft Resolution), and 3) Phase I Lincoln Park (Attachment C-Draft Resolution).

OTHER AGENCY INVOLVEMENT:

The EGCSO Advisory Committee and Supervisor Parker's Office concur with the proposed rules for EGCSO public parks. The Office of the County Counsel, acting as Counsel for EGCSO, reviewed and approved the proposed resolutions as to form.

FINANCING:

Funding for EGCSO is budgeted in Fund 181, Appropriation Unit RMA106, and is derived from a special tax imposed upon EG residential properties.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

The recommended action supports the Board of Supervisors' Infrastructure and Health & Human Services Strategic Initiatives. Effective management of EGCSO public parks and open space, including the establishment of regulations for park use that benefit users and encourage park use and outdoor recreational activities, serves to protect the infrastructure and improve the quality of life for County residents.

☐ Economic Development
☐ Administration
☒ Health & Human Services
☒ Infrastructure
☐ Public Safety

Prepared by: Dawn Yonemitsu, RMA Special Districts Management Analyst I (831) 755-5304
Reviewed by: Melanie Beretti, Property Administration/Special Programs Manager
Approved by: Shawne Ellerbee, Assistant Director of Resource Management Agency
Approved by: Carl P. Holm, AICP, RMA Director

Attachments:

Attachment A-Draft Resolution for Phase III Dog Park Rules
Attachment B-Draft Resolution for Phase III Neighborhood Park Rules
Attachment C-Draft Resolution for Phase I Lincoln Park Rules
(Attachments are on file with the Clerk of the Board)



Monterey County

Item No.

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: EGCSO RES 20-005

November 17, 2020

Introduced: 10/27/2020

Version: 1

Current Status: Agenda Ready

Matter Type: East Garrison CSD
Resolution

Acting as the Board of Directors of the East Garrison Community Services District:
Adopt resolutions to establish the rules for the use of East Garrison Community Services District Public Parks: 1) Phase III Dog Parks, 2) Phase III Neighborhood Parks, and 3) Phase I Lincoln Park.

RECOMMENDATION:

It is recommended that the Board of Directors of the East Garrison Community Services District adopt resolutions to establish the rules for the use of East Garrison Community Services District Public Parks: 1) Phase III Dog Parks, 2) Phase III Neighborhood Parks, and 3) Phase I Lincoln Park.

SUMMARY/DISCUSSION:

On June 29, 2019, the Board of Supervisors adopted an ordinance to repeal and replace Monterey County Code Chapter 14.12 County Parks. The new Chapter 14.12.020.C took effect on July 26, 2019 and allows the East Garrison Community Services District (EGCSD) Board of Directors to adopt a resolution to establish rules and regulations for public parks and open space areas owned by EGCSD, with input from the EGCSD Advisory Committee.

The East Garrison (EG) Phase III development has two (2) Neighborhood Parks, Arts Park and Bluff Park/Courts, and two (2) Dog Parks, one small and one large dog park. Lincoln Park is the remaining park in the EG Phase I development with no adopted rules. All EGCSD parks are subject to the Quimby Act, which requires that the parks be open to the public.

In June 2020, the EGCSD Advisory Committee Ad Hoc Parks Committee, in collaboration with Supervisor Parker's Office, conducted a survey of the East Garrison residents to solicit input regarding rules for the Phase III Dog Parks. At its July 8, 2020 meeting, the EGCSD Advisory Committee considered the results of the community survey and a draft of the Phase III Dog Parks rules prepared by its Ad Hoc Parks Committee. The EGCSD Advisory Committee authorized the Committee Chair to work with staff to develop the draft resolution with the proposed rules for the Phase III Dog Parks. At its September 9, 2020 meeting, the EGCSD Advisory Committee considered the EG Development Phase I and II Neighborhood Park rules, adopted on July 16, 2019, for the Phase III Neighborhood Parks and Phase I Lincoln Park. The EGCSD Advisory Committee voted in favor of using those rules to establish consistency throughout EG community parks. Supervisor Parker's Office reviewed the proposed rules for consistency with the desires and concerns expressed by the EG community and EGCSD Advisory Committee.

Staff requests that the Board of Supervisors, acting as the Board of Directors of EGCSO, adopt the resolutions to establish rules for the use of the following EGCSO public parks: 1) Phase III Dog Parks (Attachment A-Draft Resolution), 2) Phase III Neighborhood Parks (Attachment B-Draft Resolution), and 3) Phase I Lincoln Park (Attachment C-Draft Resolution).

OTHER AGENCY INVOLVEMENT:

The EGCSO Advisory Committee and Supervisor Parker's Office concur with the proposed rules for EGCSO public parks. The Office of the County Counsel, acting as Counsel for EGCSO, reviewed and approved the proposed resolutions as to form.

FINANCING:

Funding for EGCSO is budgeted in Fund 181, Appropriation Unit RMA106, and is derived from a special tax imposed upon EG residential properties.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:


The recommended action supports the Board of Supervisors' Infrastructure and Health & Human Services Strategic Initiatives. Effective management of EGCSO public parks and open space, including the establishment of regulations for park use that benefit users and encourage park use and outdoor recreational activities, serves to protect the infrastructure and improve the quality of life for County residents.

___ Economic Development
___ Administration
X Health & Human Services
X Infrastructure
___ Public Safety

Prepared by: Dawn Yonemitsu, RMA Special Districts Management Analyst I (831) 755-5304

Reviewed by: Melanie Beretti, Property Administration/Special Programs Manager

Approved by: Shawne Ellerbee, Assistant Director of Resource Management Agency

Approved by: Carl P. Holm, AICP, RMA Director 

Attachments:

Attachment A-Draft Resolution for Phase III Dog Park Rules

Attachment B-Draft Resolution for Phase III Neighborhood Park Rules

Attachment C-Draft Resolution for Phase I Lincoln Park Rules

(Attachments are on file with the Clerk of the Board)

Attachment A

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Before the Board of Supervisors of the County of Monterey,
Acting as the Board of Directors of the East Garrison Community Services District
State of California

Resolution No. 20-_____

Acting as the Board of Directors of)
East Garrison Community Services)
District adopt a Resolution to)
establish rules for use of East)
Garrison Phase III Dog Parks)

WHEREAS, the East Garrison Community Services District (EGCSD) was formed pursuant to Government Code Section 61000, et seq.;

WHEREAS, the Monterey County Board of Supervisors is the governing body for the EGCSD, acting as its Board of Directors;

WHEREAS, the EGCSD Advisory Committee advises the Resource Management Agency and EGCSD Board of Directors on budget and operations matters of EGCSD;

WHEREAS, the Phase III Dog Parks are subject to Monterey County Code, Chapter 14.12, and the Quimby Act requiring that they be open to the public;

WHEREAS, EGCSD wishes to establish rules for the use of Phase III Dog Parks by action taken pursuant to authority in section 14.12.020.C of the Monterey County Code, which became effective on July 26, 2019;

WHEREAS, maintenance of the East Garrison Dog Parks is paid for by EGCSD with funds generated by the Mello-Roos Tax, and the establishment and enforcement of rules for public park use is appropriate for the public parks to function efficiently for the enjoyment of everyone and to be properly maintained.

NOW, THEREFORE, BE IT RESOLVED THAT the Monterey County Board of Supervisors, acting as the Board of Directors of EGCSD, does hereby establish the following rules for the East Garrison Phase III Dog Parks (public):

1. Dog Parks will open at sunrise and close at sunset.
2. The public may use the dog parks, at their own risk, subject to full compliance with all park rules.
3. Dogs must be leashed while outside dog park enclosures.
4. Dog owners/handlers are limited to bringing a maximum of three (3) dogs into the park.
5. Female dogs in heat and puppies under four (4) months old are not allowed in the dog parks.

6. Dog feces must be cleaned up immediately and placed in designated receptacles.
7. Dog owners are solely liable and financially responsible for any injury(ies) or property damage cause by them or their dogs.
8. Caution must be exercised when bringing small children to dog parks, and children under 12 must be accompanied by and supervised, at all times, by an adult.
9. Dogs may never be left unattended in the dog park.
10. Dogs brought into the parks must be currently licensed and vaccinated, and wear a collar or harness displaying current license and rabies tags.
11. The small dog park is restricted to dogs weighing no more than 35 pounds.
12. No dog exhibiting aggressive behavior toward people or animals shall be brought to the dog park. An “Aggressive Dog” is defined as a dog that makes, or repeatedly attempts to make, negative physical advance(s) or contact with any person or animal. “Negative physical contact” is contact that is potentially harmful or dangerous to persons or animals. Behavior includes, but is not limited to: snapping, growling, charging, lunging, mounting, raising hackles, or biting. Anyone experiencing or witnessing an act of dog aggression in the dog parks may fill out a written incident report available on the Monterey County Resource Management Agency website until November 30, 2020, and thereafter the Monterey County Community Services Department website. EGCSD reserves the right to ban any dog permanently from the dog park after any significant event or three (3) documented incidents of aggressive dog behavior/negative physical contact as defined above. Any dog that draws blood or causes bodily harm to another dog or person will be banned immediately from the use of the dog parks.
13. No food is allowed in the dog parks, except for dog treats. Owners/Handlers may give dog treats to their dog only if it is done in a judicious manner that does not entice or cause competition or aggressive behavior from another dog.
14. No dog may be fed or picked up without the dog owner’s prior consent.
15. Possession or consumption of alcohol and cannabis is prohibited.
16. Smoking, including inhaling, exhaling, burning, or carrying any lighted, heated, or ignited cigar, cigarette, cigarillo, pipe, hookah, or Electronic Smoking Device, as defined in Chapter 14.12, is prohibited.
17. Amplified sound shall not exceed 50 decibels as measured at a distance of 50 feet from the source on a sound-level meter using the A-weighted network.
18. Bringing trash into the dog park is prohibited.
19. All trash must be placed into the provided receptacles or removed from the park.

PASSED AND ADOPTED on this 17th day of November 2020, by roll call vote:

AYES: Supervisors

NOES:

ABSENT:

(Government Code 54943)

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original resolution of said Board of Supervisors duly made and entered in the minutes thereof Minute Book ____ for the meeting on November 17, 2020.

Dated: November , 2020

File ID:

Agenda Item No:

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

By _____
Deputy

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Attachment B

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Before the Board of Supervisors of the County of Monterey,
Acting as the Board of Directors of the East Garrison Community Services District,
State of California

Resolution No. 20-____

Acting as the Board of Directors of)
East Garrison Community Services)
District adopt a Resolution to)
establish rules for the use of East)
Garrison Phase III Neighborhood)
Parks)

WHEREAS, the East Garrison Community Services District (EGCSD) was formed pursuant to Government Code Section 61000, et seq.;

WHEREAS, the Monterey County Board of Supervisors is the governing body for the EGCSD, acting as its Board of Directors;

WHEREAS, the EGCSD Advisory Committee advises the Resource Management Agency and EGCSD Board of Directors on budget and operations matters of EGCSD;

WHEREAS, Phase III Neighborhood Parks include Arts Park and Bluff Park/Courts;

WHEREAS, Phase III Neighborhood Parks are subject to Monterey County Code, Chapter 14.12, and the Quimby Act requiring that they be open to the public;

WHEREAS, EGCSD wishes to establish rules for the use of Phase III Neighborhood Parks by action taken pursuant to authority in section 14.12.020.C of the Monterey County Code, which became effective on July 26, 2019;

WHEREAS, maintenance of the East Garrison Neighborhood Parks is paid for by EGCSD with funds generated by the Mello-Roos Tax, and the establishment and enforcement of rules for public park use is appropriate for the public parks to function efficiently for the enjoyment of everyone and to be properly maintained.

NOW, THEREFORE, BE IT RESOLVED THAT the Monterey County Board of Supervisors, acting as the Board of Directors of EGCSD, does hereby establish the following rules for East Garrison Phase III Neighborhood Parks (public):

- a. East Garrison Phase III Neighborhood Parks will open at sunrise and close at sunset.
- b. Amplified sound shall not exceed 50 decibels as measured at a distance of 50 feet from the source on a sound level meter using the A-weighted network.

- c. Possession or consumption of alcohol and cannabis is prohibited.
- d. Smoking, including inhaling, exhaling, burning, or carrying any lighted, heated, or ignited cigar, cigarette, cigarillo, pipe, hookah or Electronic Smoking Device, as defined in Chapter 14.12, is prohibited.
- e. Dogs must be secured by a leash no greater than six feet (6') long at all times.
- f. Dog feces must be picked up and placed into the provided receptacles.
- g. Dogs are prohibited in Bluff Park.
- h. Operation of remote-controlled aircraft systems (including drones) is permitted in the parks, subject to all federal, state, and local regulations, including airspace and privacy laws.
- i. All trash must be placed into the provided receptacles or removed from the park.
- j. Bringing trash into the park is prohibited.
- k. All fires other than tabletop propane grills are prohibited.
- l. No person shall ride or propel a skateboard or scooter in the parks.
- m. Camping is prohibited in the parks.

PASSED AND ADOPTED on this 17th day of November 2020, by roll call vote:

AYES: Supervisors

NOES:

ABSENT:

(Government Code 54943)

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original resolution of said Board of Supervisors duly made and entered in the minutes thereof Minute Book ____ for the meeting on November 17, 2020.

Dated: November , 2020

File ID:

Agenda Item No:

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

By _____
Deputy

Before the Board of Supervisors of the County of Monterey,
Acting as the Board of Directors of the East Garrison Community Services District
State of California

Resolution No. 20-_____

Acting as the Board of Directors of)
East Garrison Community Services)
District adopt a Resolution to establish)
rules for the use of East Garrison)
Phase I Lincoln Park)

WHEREAS, the East Garrison Community Services District (EGCSD) was formed pursuant to Government Code Section 61000, et seq;

WHEREAS, the Monterey County Board of Supervisors is the governing body for the EGCSD, acting as its Board of Directors;

WHEREAS, the EGCSD Advisory Committee advises the Resource Management Agency and the EGCSD Board of Directors on budget and operations matters of EGCSD;

WHEREAS, Lincoln Park is the remaining public park in Phase I with no adopted rules;

WHEREAS, Lincoln Park is subject to Monterey County Code Chapter 14.12, and the Quimby Act requiring that they be open to the public;

WHEREAS, EGCSD wishes to establish rules for the use of Lincoln Park by action taken pursuant to authority in section 14.12.020.C of the Monterey County Code, which became effective on July 26, 2019;

WHEREAS, maintenance of the East Garrison Neighborhood Parks is paid for by EGCSD with funds generated by the Mello-Roos Tax, and the establishment and enforcement of rules for public park use is appropriate for public parks to function efficiently for the enjoyment of everyone and to be properly maintained.

NOW, THEREFORE, BE IT RESOLVED THAT the Monterey County Board of Supervisors, acting as the Board of Directors of EGCSD, does hereby establish the following rules for East Garrison Phase I Lincoln Park (public):

- a. East Garrison Phase I Lincoln Park will open at sunrise and close at sunset.
- b. Amplified sound shall not exceed 50 decibels as measured at a distance of 50 feet from the source on a sound level meter using the A-weighted network.
- c. Possession or consumption of alcohol and cannabis is prohibited.

- d. Smoking, including inhaling, exhaling, burning, or carrying any lighted, heated, or ignited cigar, cigarette, cigarillo, pipe, hookah or Electronic Smoking Device, as defined in Chapter 14.12, is prohibited.
- e. Dogs must be secured by a leash no greater than six feet (6') long at all times.
- f. Dog feces must be picked up and placed into the provided receptacles.
- g. Operation of remote-controlled aircraft systems (including drones) is permitted in the parks, subject to all federal, state, and local regulations, including airspace and privacy laws.
- h. All trash must be placed into the provided receptacles or removed from the park.
- i. Bringing trash into the park is prohibited.
- j. All fires other than tabletop propane grills are prohibited.
- k. No person shall ride or propel a skateboard or scooter in the park.
- l. Camping is prohibited in the park.

PASSED AND ADOPTED on this 17th day of November 2020, by roll call vote:

AYES: Supervisors

NOES:

ABSENT:

(Government Code 54943)

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original resolution of said Board of Supervisors duly made and entered in the minutes thereof Minute Book ____ for the meeting on November 17, 2020.

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Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

By _____
Deputy