

3. Authorization to Enter into an Agreement with the Hayward Area Recreation and Park District to Provide Aquatic and Educational Services



**EAST BAY REGIONAL PARK DISTRICT
BOARD OF DIRECTORS MEETING
AGENDA STAFF REPORT**

DATE January 14, 2025
TITLE Authorization to Enter into an Agreement with the Hayward Area Recreation and Park District to Provide Aquatic and Educational Services
DIVISION Public Safety
FROM Pete DeQuincy, Lifeguard Services Manager
Roberto Filice, Assistant General Manager of Public Safety
APPROVED Sabrina Landreth, General Manager 

RECOMMENDATION

The General Manager recommends that the Board of Directors authorize execution of an agreement with the Hayward Area Recreation and Park District (H.A.R.D.) to provide East Bay Regional Park District (EBRPD) Lifeguard Services access to the following pools: Sunset Swim Center, Castro Valley Swim Center, Arroyo Swim Center, and Hayward Plunge (POOLS) for aquatic programming and water safety education.

BACKGROUND

The East Bay Regional Park District 2013 Master Plan states that one of its policies is to, “participate in partnerships with public agencies, nonprofit organizations, volunteers and the private sector to achieve mutual goals”; and to, “improve access to and use of the parks by members of groups that are underrepresented, such as persons with disabilities, the economically disadvantaged, and elderly park visitors”.

EBRPD Lifeguard Services is in need of access to pool facilities for new lifeguard training, swim lesson development/programming, and water safety education (SERVICES). These lifeguards will assist in staffing pools located in underserved communities with the goal of teaching youth critical swim and water safety skills. H.A.R.D. operates four POOLS and is willing to partner to provide such access to their facilities.

ANALYSIS

It is mutually agreed as follows:

H.A.R.D. Agrees:

1. To designate Thomas Prusinovski, (prut@haywardrec.org), Recreation Coordinator-Aquatics, responsible for maintaining communications regarding the dates and times of SERVICES under this agreement for and from H.A.R.D. to the EBRPD Lifeguard Services Manager. All programming at H.A.R.D. facilities must be arranged with a prior written agreement.
2. To be responsible for and oversee the maintenance and operation of the POOLS during

SERVICES. The Park District has no leasehold interest as part of this agreement and will not assume any responsibility or liability for conditions of POOLS.

3. To obtain the appropriate signed waivers and written consent for participation in the lifeguarding courses or aquatic programming from all participants including legal guardians of minors.
4. To admit the EBRPD American Red Cross Lifeguarding Instructor (LGI), aquatic staff, and participants in SERVICES to POOLS.
5. To be in charge of facility set-up at POOLS and safety prior to and during SERVICES.
6. To provide one aquatic lead personnel from H.A.R.D. to participate in SERVICES at H.A.R.D. sites.
7. To provide oxygen cylinders to support H.A.R.D./EBRPD emergency oxygen exchange program when necessary.
8. To be jointly responsible with EBRPD for safety of participants in SERVICES and to monitor participants in SERVICES for compliance with POOLS policies and rules, including but not limited to interactions between SERVICES participants and POOLS patrons and EBRPD Lifeguard Services employees.
9. To provide staff at joint events when possible.

SECTION II

EBRPD Agrees:

1. To designate Pete DeQuincy (pdequincy@ebparks.org) as the EBRPD Lifeguard Services Manager responsible for communicating with the Recreation Coordinator-Aquatics regarding POOLS, SERVICES, staffing, and activities with EBRPD.
2. To provide LGI's and aquatic staffing for SERVICES when agreed to by H.A.R.D. during the term of this agreement.
3. To provide the necessary lifeguarding or water safety equipment needed for the SERVICES provided by EBRPD.
4. To fill empty oxygen cylinders and provide necessary maintenance of empty oxygen cylinders when needed. Oxygen cylinders will be exchanged on a 1-to-1 ratio: one empty for one filled.
5. To be jointly responsible with H.A.R.D. for safety of participants in SERVICES, and to monitor participants in SERVICES for compliance with POOLS policies and rules, including but not limited to interactions between SERVICES participants and POOLS patrons and H.A.R.D. employees.
6. To comply with POOLS policies and rules and to use POOLS facilities to minimize risk of damage to POOLS.

FISCAL IMPACT

The cost of this program is included in the existing Lifeguard Services budget under the Fire Department in the Public Safety Division. A Regional Parks Foundation grant is also providing funding for programming supplies.

ATTACHMENTS

None.



**EAST BAY REGIONAL PARK DISTRICT
RESOLUTION: 2025 – 01 -
JANUARY 14, 2025**

**AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE HAYWARD
AREA RECREATION AND PARK DISTRICT TO PROVIDE AQUATIC AND
EDUCATIONAL SERVICES**

WHEREAS, the East Bay Regional Park District (Park District) is a system of public parklands and trails in Alameda and Contra Costa Counties that comprises over 125,000 acres of parklands, open space and trails; and

WHEREAS, the Park District’s 2013 Master Plan states that one of its policies is to “participate in partnerships with public agencies, nonprofit organizations, volunteers and the private sector to achieve mutual goals” and to “improve access to and use of the parks by members of groups that are underrepresented, such as persons with disabilities, the economically disadvantaged, and elderly park visitors;” and

WHEREAS, EBRPD Lifeguard Services is in need of access to pool facilities to train new lifeguards. These lifeguards will assist in staffing pools located in underserved communities with the goal of teaching critical swim and water safety skills. Hayward Area Recreation and Park District (H.A.R.D.) operates the following four swimming pools: Sunset Swim Center, Castro Valley Swim Center, Arroyo Swim Center, and Hayward Plunge and is willing to partner to provide such access to said facilities; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Directors of the East Bay Regional Park District hereby authorizes entering into an agreement with H.A.R.D. to provide EBRPD Lifeguard Services access to the following pools: Sunset Swim Center, Castro Valley Swim Center, Arroyo Swim Center, and Hayward Plunge (POOLS) for new lifeguard training, swim lesson development/programming, and water safety education, as presented to the Board on January 14, 2025; and

BE IT FURTHER RESOLVED, that the General Manager is hereby authorized and directed, on behalf of the Park District and in its name, to execute and deliver such documents and to do such acts as may be deemed necessary or appropriate to accomplish the intentions of this resolution.

Moved by Director _____, and seconded by Director _____, and
adopted January 14, 2025, by the following vote:

FOR:

AGAINST:
ABSTAIN:
ABSENT: