

AGENDA
REGULAR MEETING
BOARD OF DIRECTORS

EAST BAY REGIONAL PARK DISTRICT

Tuesday, September 20, 2011

C. BUSINESS BEFORE THE BOARD

6. BOARD COMMITTEE REPORTS

a. Executive Committee (8/25/11) (Lane)

Present

Board: Beverly Lane (Chair), Carol Severin, and Doug Siden

Staff: Dave Collins, Susan Gonzales, Bill Louie, Celia McCarthy, Becky Pheng, Ted Radosevich, and Brian Wiese

Public: Jakki Kehl, Ruth Orta

The meeting was called to order at 12:52 p.m.

I. Restatements of the East Bay Regional Park District's General Employees and Safety Retirement Plans

Bill Louie, Benefits Manager, introduced this agenda item and provided an overview of the General Employees and Public Safety Retirement Plans ("Plans") and restatements.

From time-to-time, the Plans require revision based on new IRS regulations, and to clarify language. Staff retained outside legal counsel to review the Park District's current Plans, and they have recommended restatements of the Plans. There are no additional costs to the Park District as a result of these changes. The changes have been reviewed by AFSCME Local 2428 and the Police Association, and they raise no objections to the proposed amendments. Director Lane inquired about the number of participants in the General Employees Plan. Mr. Louie responded that there are about 22 active participants in the Plan. Adopting these amendments will ensure that the Park District is in compliance with IRS regulations and current case law.

By motion of Director Siden and seconded by Director Severin, the Executive Committee voted 3-0 to recommend approval of the proposed amendments to the East Bay Regional Park District's General Employees and Safety Retirement Plans and to forward a favorable recommendation to the Board of Directors.

2. Approval of the Brushy Peak Regional Preserve Land Use Plan Amendment

Brian Wiese, Chief of Planning/Stewardship, introduced Celia McCarthy, Park Planner.

Ms. McCarthy gave a short background about the history of Brushy Peak Regional Preserve. The purpose of this Land Use Plan Amendment (“LUPA”) is to modify the 2002 Land Use Plan by expanding the designated Brushy Peak special protection feature to encompass the Brushy Peak Archaeological District, which was recently re-surveyed and recorded in the California Historical Resources Information System cultural resources database, and to establish management protocols to protect the cultural resources within the special protection feature and the Preserve.

The Park District undertook a consultation process in 2010, and an Archaeological District Record was prepared. Ms. McCarthy summarized the recommended actions which includes a special protection feature, cultural resources management, and cultural resources management within the Brushy Peak Special Protection Feature.

Director Siden inquired about LARPD’s role and involvement in this process, in particular the proposed Special Protection Feature. Ms. McCarthy responded that LARPD has been involved in the discussion. Mr. Wiese clarified “cultural resources” and the Park District’s “Special Protection Feature.” Director Severin asked for clarification about the recommendation to modify fencing in the area. Director Siden asked staff to clarify the recommendation to prohibit off-trail motorized vehicle access within the special protection feature and recent ADA regulations pertaining to other-power driven mobility devices. Director Lane commented on equestrian use and off-trail motorized vehicles.

Ruth Orta commented on the use of Native American volunteers as part of the monitoring process. She expressed concern that they should be paid for their time and service. Jakki Kehl also commented on this subject and recommended some changes to the Brushy Peak LUPA.

Staff responded that it was the Park District’s goal to provide Native Americans with an opportunity to be involved in the process. After discussion, the Executive Committee recommended several changes to the LUPA.

By motion of Director Severin and seconded by Director Siden, the Executive Committee voted 3-0 to recommend distribution of the Draft Land Use Plan for review by the public and PAC and for future consideration by the Board of Directors with changes as recommended by the Executive Committee.

The meeting was adjourned at 2:30 p.m.

Respectfully submitted,

Becky K. Pheng