

The Board Meeting, which was held on December 21, 2010 at the EBRPD Administrative Building, 2950 Peralta Oaks Court, Oakland, CA 94605 was called to order at 11:15 a.m. by Board President Doug Siden.

## ROLL CALL

Directors Present: Doug Siden, President  
Beverly Lane, Vice-President  
Carol Severin, Treasurer  
John Sutter, Secretary  
Ted Radke  
Ayn Wieskamp  
Whitney Dotson

Directors Absent: None.

At this time, the Board of Directors met in **Closed Session** to discuss those items outlined on the Board Meeting Closed Session Agenda.

The **Open Session** of the Board Meeting was called to order at 2:10 p.m. by Board President Doug Siden.

Staff Present Included: Pat O'Brien, Bob Doyle, Ted Radosevich, Carol Victor, Dave Collins, John Escobar, Nancy Wenninger, Capt. Mark Ruppenthal, Shelly Lewis, Mark Pearson, Mike Anderson, Lane Powell, Jeff Rasmussen, Jeff Wilson, Anne Scheer, Cinde Rubaloff, Renee Patterson, Pam Burnor, Nadine Vargas, Warren Schultz, Lynette Journeay, Carol Johnson, Ken Blonski, Nick Shriver, Jeff Wilson, Brian Wiese, Dave Hall, Lt. Jon King, Police Chief Tim Anderson, Mona Koh,

## **A. APPROVAL OF AGENDA**

Board President Siden announced a revision to the agenda to include a Special Presentation for General Manager Pat O'Brien.

By motion of Director Severin and seconded by Director Radke, the Board voted to unanimously to approve the agenda.

Directors Present: Whitney Dotson, Beverly Lane, Ted Radke, Carol Severin, Doug Siden, John Sutter, Ayn Wieskamp.

Directors Absent: None.

President Siden presented outgoing General Manager Pat O'Brien a copy of his recently transcribed oral history, after which President Siden called for a short recess for cake and refreshments.

## **B. PUBLIC COMMENTS**

There were no public comments at this time.

## **C. BUSINESS BEFORE THE BOARD**

### **I. CONSENT CALENDAR**

Board President Siden announced that staff has submitted a revised staff report and resolution for item C-I-j.

By motion of Director Sutter and seconded by Director Wieskamp, the Board voted unanimously to approve the Consent Calendar, with the exception of items C-I-b (December 7, 2010 minutes), C-I-j and C-I-m, which were pulled for separate consideration:

Directors Present: Whitney Dotson, Beverly Lane, Ted Radke, Carol Severin, Doug Siden, John Sutter,  
Ayn Wieskamp.

Directors Absent: None.

- C-I-a Approval of District Check Listing for the Period of November 16, 2010 through December 5, 2010  
Resolution No. 2010 – 12 - 313 (attached)
- C-I-b. Approval of the Minutes for the Board Meeting of November 5, 2010.
- C-I-c. Authorization to Negotiate with Various Property Owners  
Resolution No. 2010 – 12 - 314 (attached)
- C-I-d. Resolution Declaring Four Candidates Elected as Directors of the East Bay Regional Park District  
Resolution No. 2010 – 12 - 315 (attached)
- C-I-e. Authorization to Transfer Funds and Accept the Bid for Concrete Debris Cleanup: Bay Point Regional Shoreline  
Resolution No. 2010 – 12 - 316 (attached)
- C-I-f. Approval to Upgrade One Survey Technician Position to One Field/Office Surveyor Position: Planning/Stewardship and Development Division  
Resolution No. 2010 – 12 - 317 (attached)
- C-I-g. Authorization to Appropriate Funds and Purchase Software and Hardware Enhancements to the Spillman CAD System: Public Safety Division  
Resolution No. 2010 – 12 - 318 (attached)
- C-I-h. Authorization to Renew the Lease Agreement with Flexi-Van Leasing, Inc.: Martin Luther King, Jr. Regional Shoreline  
Resolution No. 2010 – 12 - 319 (attached)
- In response to a question from Director Sutter, Land Acquisition Manager Nancy Wenninger stated that the agreement provides for a termination notification of six (6) months.
- C-I-i. Acceptance of Bid for Asphalt Repairs: Coyote Hills Regional Park  
Resolution No. 2010 – 12 - 320 (attached)

- C-I-k. Authorization to Renew the Contract for Youth Employment Services with Civicorps Schools  
Resolution No. 2010 – 12 - 321 (attached)

Directors Sutter and Lane commented that they hoped the program can be expanded with the grant awarded through the office of Sen. Feinstein for fire conservation crews.

- C-I-l. Authorization to Purchase One Used Dump Truck  
Resolution No. 2010 – 12 - 322 (attached)

- C-I-n. Authorization to Appropriate Funds and Amend the 2010 Budget for the 2011 Martin Luther King, Jr. Holiday Observance by the Dr. Martin Luther King, Jr. Rally Committee  
Resolution No. 2010 – 12 - 323 (attached)

- C-I-o. Authorization to Extend Two Remaining Measure AA Local Grant Program Agency Agreements  
Resolution No. 2010 – 12 - 324 (attached)

- C-I-p. Authorization to Award a Sole Source Contract to Blankinship and Associates, Inc. and Transfer Budgeted Funds: Tilden Golf Course Water Quality Study  
Resolution No. 2010 – 12 - 325 (attached)

**The following items were pulled for separate consideration:**

- C-I-b. Approval of the Minutes for the Board Meeting of December 7, 2010

By motion of Director Sutter and seconded by Director Lane, the Board voted to approve Consent Calendar item C-I-b (December 7, 2010 minutes).

Directors Present: Whitney Dotson, Beverly Lane, Carol Severin, Doug Siden, John Sutter, Ayn Wieskamp.  
Directors Absent: None.  
Directors Abstain: Ted Radke.

Director Radke asked that item C-I-b be voted on separately due to his absence from the December 7 meeting.

- C-I-j. Authorization to Amend the 2010 Budget and Transfer Operational Funds to a Restroom Improvement Project Account: Del Valle Regional Park  
Resolution No. 2010 – 12 - 326 (attached)

By motion of Director Wieskamp and seconded by Director Sutter, the Board voted unanimously to approve Consent Calendar item C-I-j, with the revised resolution as submitted by staff.

Directors Present: Whitney Dotson, Beverly Lane, Ted Radke, Carol Severin, Doug Siden, John Sutter, Ayn Wieskamp.  
Directors Absent: None.

Director Wieskamp commented that she is pleased with the construction of a more attractive and disabled-accessible restroom. John Escobar, AGM for Operations, clarified that the revised resolution was submitted to reflect a change in budget code only and not funding amounts.

C-1-m. Authorization to Print and Distribute *Regional in Nature* Through Various East Bay Newspapers  
Resolution No. 2010 – 12 - 327 (attached)

By motion of Director Radke and seconded by Director Severin, the Board voted unanimously to approve Consent Calendar item C-1-m.

Directors Present: Whitney Dotson, Beverly Lane, Ted Radke, Carol Severin, Doug Siden, John Sutter,  
Ayn Wieskamp.  
Directors Absent: None.

Director Wieskamp congratulated Public Affairs for expanding circulation to the local papers. Director Radke also asked that staff take a look at periodicals of school campuses, such as the Contra Costa Community College and Los Medanos College, as well as the Martinez News Gazette, as additional distribution avenues.

Director Sutter asked if the increase of 15.7% in advertising cost is consistent with what is being done District-wide in cutting budgets. He also asked if the District inserts will be in the primary language of the local papers.

Carol Johnson, Community Relations Manager, stated that the District inserts will be in English, as the readers of the “ethnic” newspapers are usually bi-lingual. She also clarified that circulation is being increased by 31%, from about 609,000 to 800,000 people.

## 2. BOARD OF DIRECTORS

C-2-a. Approval of Employment Agreement of the General Manager for the East Bay Regional  
Park District  
Resolution No. 2010 – 12 - 328 (attached)

By motion of Director Radke and seconded by Director Sutter, the Board voted unanimously to approve item C-2-a.

Directors Present: Whitney Dotson, Beverly Lane, Ted Radke, Carol Severin, Doug Siden, John Sutter,  
Ayn Wieskamp.  
Directors Absent: None.

District Counsel Ted Radosevich addressed the Board, stating that he negotiated with Mr. Doyle together with HR Manager Susan Gonzales on behalf of the Board.

The Board unanimously expressed their appreciation to Board President Doug Siden for his handling of the GM selection process, which they stated was one of the more important decisions that a Board has made, and that he was very considerate and inclusive of Board member opinions throughout.

## 3. GENERAL MANAGER

C-3-a. SECOND PUBLIC HEARING  
Adoption of the 2011 Budget for the East Bay Regional Park District  
Resolution No. 2010 – 12 - 329 (attached)

By motion of Director Severin and seconded by Director Sutter, the Board voted unanimously to approve item C-3-a.

Directors Present: Whitney Dotson, Beverly Lane, Ted Radke, Carol Severin, Doug Siden, John Sutter, Ayn Wieskamp.

Directors Absent: None.

Dave Collins, AGM for Finance and Management Services, gave a presentation on this item, stating that the material enumerates various changes and updates received through from the first Public Hearing as well as the various committee meetings. He added that these changes, including any edits or corrections received at this second Public Hearing, will be incorporated into the final Budget document.

Mr. Collins stated that, in response to a concern previously raised by Director Lane, one of the material changes in the coming year's budget that is worth noting is the establishment of a unit in the Vasco corridor area of Contra Costa County that will be assembled from new staff from wind turbine revenue and other revenues from the site and other HCP properties. This is described in more detail in the Budget document.

Board President Siden opened the Public Hearing, there being no one to address the Board, it was closed.

Director Lane suggested that staff provide more introductions to proposed project budgets for next year.

#### 4. LAND DIVISION

C-4-a. Authorization to Exercise the Option and Accept, Appropriate and Transfer Funds for the Acquisition of 640 Acres of Real Property from Andrew and Carol Schmitz: Doolan Canyon Regional Preserve  
Resolution No. 2010 – 12 - 330 (attached)

By motion of Director Wieskamp and seconded by Director Lane, the Board voted unanimously to approve item C-4-a.

Directors Present: Whitney Dotson, Beverly Lane, Ted Radke, Carol Severin, Doug Siden, John Sutter, Ayn Wieskamp.

Directors Absent: None.

Land Acquisition Manager Nancy Wenninger gave a slide show presentation on the property, stating that the importance of the acquisition:

- Conserves important alkali/grassland habitat for rare and protected flora and fauna;
- Creates a permanent “green space” between cities of Dublin and Livermore;
- Establishes a new regional preserve under EBRPD stewardship;
- Keeps mitigation close to the actual site of development's impacts.

Funding sources were also discussed:

EBRPD Measure WW	\$ 2,400,000
City of Livermore REP	2,000,000
Altamont Landfill Grant	2,000,000
East Bay Community/Barstow Grant	<u>5,000</u>
	\$ 6,405,000

Director Wieskamp expressed her appreciation to staff for being able to negotiate this significant acquisition, citing a newspaper article from the Independent stating that the City of Dublin has authorized a Doolan Canyon study to look into the feasibility of building in the area below and adjacent to this acquisition.

Director Lane commented that this property is very open, and asked if staff can consider some tree planting while it is in landbank status. She added that when future acquisition evaluations are written that there be a discussion of tree planting in properties being acquired.

Ms. Wenninger also provided a summary of 2010 total acquisitions:

- 5,757 acres
- Value - \$33,000,000
- Includes grants of \$18,000,000

Director Radke left the meeting at 3:25 p.m.

## **5. BOARD AND STAFF REPORTS**

C-6-a. Actions Taken by Other Jurisdictions Affecting the Park District

General Manager Pat O'Brien discussed the items listed on the staff report.

## **6. GENERAL MANAGER'S COMMENTS**

Lakes Unit Manager Warren Schultz provided a slide presentation highlighting some of the major projects and accomplishments of the Lakes Unit in 2010, showing activity from Del Valle, Lake Chabot, Quarry Lakes and Shadow Cliffs.

Aquatic Supervisor Nick Schriver gave a presentation on the District's Emergency Medical Services, including the training program, medical response, and statistics from the lifeguard services provided in 2010.

GM O'Brien also mentioned that it was learned today that Interior Secretary Ken Salazar announced the award of a total of approximately \$19 million to various agencies for the protection of coastal wetlands across the nation. Of that amount, \$1 million will be going to the East Bay Regional Park District for the Breuner Marsh restoration.

GM O'Brien stated that it has been a great honor working for the Board of Directors and staff of the East Bay Regional Park District.

The Board individually extended their gratitude to GM O'Brien, stating that he had provided excellent service to the District, and wished him well in his retirement.

## **7. ANNOUNCEMENTS FROM THE CLOSED SESSION**

President Siden stated that there were no announcements from the Closed Session.

## **8. BOARD COMMITTEE REPORTS**

- |    |                   |            |           |
|----|-------------------|------------|-----------|
| a. | Ecology Committee | (9-08-10)  | (Dotson)  |
| b. | Finance Committee | (11-18-10) | (Severin) |

## 9. BOARD COMMENTS

Director Wieskamp reported on meetings attended. Director Wieskamp

- Attended the District's Holiday Charity luncheon in Livermore;
- Attended the Pleasanton Liaison Committee meeting;
- Attended the Development Reviews;
- Attended the Leadership Event sponsored by the Fremont Chamber of Commerce;
- Met with a potential new Foundation Board member;
- Distributed copies of the Independent which included an article on the Doolan Canyon Study.

Director Sutter reported on meetings attended. Director Sutter

- Spoke about the action by the State Air Resources Board in enacting their "cap and trade" regulations for timber companies, and asked if there were any opportunities for the District. District Counsel Radosevich responded that the District last year filed comments under AB32 to argue that the District have the ability to get credits when properties are acquired or are involved in habitat improvement projects; these are still under consideration at this time;
- Attended the BCDC meeting wherein they discussed the bike trail through the approximately 1.6 miles of the Oak to Ninth project in Oakland;
- Spoke with Al Peters, District appointee to the Chabot Space and Science Center, and was advised that the center may be facing a serious financial crunch this coming year;
- Attended the District Charity Luncheon in Livermore;
- Attended Mayor-elect Jean Quan's victory celebration;
- Attended the Development Reviews;
- Attended the Oakland League of Women Voters meeting.

Director Lane reported on meetings attended. Director Lane

- Attended the District Holiday Charity luncheon;
- Attended the dedication of an all-weather soccer field in Pittsburg on December 18 wherein a third of their Measure WW local grant funds allocation was used;
- Asked about the possibility of getting a systematic public tour of the District's landbanked properties in the future, given that it is at approximately 20,000 acres. Incoming GM Doyle remarked that he had discussions with Interpretive Services Manager Nancy Kaiser and will be scheduled as time permits;
- Attended the Operations Committee meeting where Julie Haselden provided a review of the District's Pavement Management program, and stated that she hoped the program will be funded in the near future.

Director Severin reported on meetings attended. Director Severin

- Attended the Development Reviews;
- Attended the recent HASPA meeting;
- Attended the Pleasanton Liaison Committee meeting;
- Attended the District Crafts Fair with Directors Wieskamp and Lane;
- Attended the Barn Committee's annual event on December 20;
- Attended the District Holiday Charity event, as well as Julie Haselden's Retirement event.

Director Dotson reported on meetings attended. Director Dotson

- Attended a portion of the Development Reviews;
- Attended the Operations Committee meeting.

Director Siden reported on meetings attended. Director Siden

- Attended the District Charity luncheon;
- Attended the Alameda County Mayors Conference in Berkeley;
- Attended the East Bay EDA Executive Committee meeting;
- Attended the Airport Area Business Association holiday luncheon;
- Attended Bill and Nadia Lockyer's holiday party;
- Attended the Development Reviews as well as the District Arts and Crafts fair at the Trudeau Center;
  
- Attended Supervisor Alice Lai-Bitker's retirement event;
- Attended a meeting of the MLK Rally Committee;
- Attended the San Leandro City Council Meeting/Reception for retiring Mayor Tony Santos and Bill Stevens, who was termed out.

#### **D. PUBLIC COMMENTS**

There were no Public Comments at this time.

#### **E. ADJOURNMENT**

The Board meeting was adjourned by President Siden at 5:20 p.m.

Respectfully submitted:

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Allen Pulido, Clerk of the Board

Attachments: Visitors Log, Resolution Nos. 2010 - 12 - 313 to 2010 - 12 - 330  
Board Committee Report