



**PINOLE/HERCULES/EBRPD JOINT POWER AGREEMENT COMMITTEE**

City of Pinole – City Hall  
 2131 Pear Street, Pinole, CA 94564  
 Tuesday, August 25, 2009 at 2:00 pm to 4:00 pm  
 Community Room – First Floor

The following agenda items are listed for Committee consideration. No official action of any agency will be taken at this meeting; rather, the Committee’s purpose shall be to review the listed items and to consider developing recommendations for future actions.

<b>AGENDA</b>			
<u>STATUS</u>	<u>TIME</u>	<u>ITEM</u>	<u>SPEAKER</u>
	2:00 pm	Introductions	All
I		Pinole Shores-Bay Front Park Update	Jim Townsend Park District
I		Bay Trail and Hercules Intermodal Transit Center Project	Lisa Hammon/ Designate
I		Praxair Pipeline Update	ALL
I		West County Trail Mapping: John Cunningham/ Contra Costa County	Jim Townsend Park District
		Public Comments	
		Adjournment	

(R) Recommendation for Future Board  
 Consideration  
 (I) Information  
 (D) Discussion

**2009 Meetings**    **Tuesday, August 25**    Monday, November 23

JPA Distribution List next page



### **EBRPD**

Ted Radke, Board Director EBRPD (\*)  
Whitney Dotson, Board Director EBRPD (\*)  
Pat O'Brien, General Manager  
Clerk of the Board: Allen Pulido  
John Escobar, AGM Operations  
Jack Kenny, Chief Park Operations  
Jim Townsend, Trails Development Program Manager (\*)  
Larry Tong, Interagency Planning Manager  
Mark Ragatz, Shoreline Unit Manager (\*)  
John Hitchen, Supervisor - Pt. Pinole (\*)

### **CCCOUNTY**

Supervisor John Gioia  
Supervisor Gayle Uilkema  
Catherine Kutsuris, Director – Conservation & Dev.  
Jim Kennedy, Deputy Director  
Youra Pepa, Liaison – Sprvsr. Uilkema  
Roberta Goulart, Div. Manager  
Vincent G. Manuel - Redevelopment  
Julie Beuren, Director – Public Works

### **HERCULES**

Joe Eddy McDonald, Councilmember/Mayor (\*)  
Kris Valstad, Councilmember/Vice Mayor (\*)  
Ed Balico, Councilmember (\*)  
Don Kuehne, Councilmember (\*)  
Joanne Ward, Councilmember (\*)  
Nelson Oliva, City Manager (\*)  
Lisa Hammon, Assistant City Manager (\*)  
Hercules Community Svcs. Commission (\*)  
Erwin Blancaflor, Public Works Director (\*)  
Dennis Tagashira, Planning Director (\*)  
Steve Lawton, Economic Development Director (\*)  
Marylyn Judan, Comm. Svcs. Commissioner (\*)  
Greg Dwyer, Recreation Manager (\*)  
Liz Warmerdam, Chelsea Wetlands Restoration

### **PINOLE**

Virginia Fujita, Mayor (\*)  
Debbie Long, Mayor Pro Tem (\*)  
Mary Ann Horton, Council Member (\*)  
Peter Murray, Council Member (\*)  
Roy Swearingen, Council Member (\*)  
Belinda Espinoza, City Manager (\*)  
Winston Rhodes, City Planner (\*)  
Patricia Athenour, City Clerk  
Dean Allison, Public Works Director (\*)

### **RODEO**

Janet Callaghan  
Patricia Munnelly  
Janet Pygeorge  
Ed Sacca

### **WEST COUNTY CTAC**

Joanna Pallock

### **OTHER AGENCIES & INTEREST GROUPS**

Carol Arnold, CC Resource Conservation District  
Laura Brainard  
Rod Butler  
Jacqueline Hunt, Praxair, Inc.  
Lee Huo, ABAG - Bay Trail  
Michelle Jespersen, SCC  
Tom Lochner, West County Times  
Karl Malamud-Roam  
Dr. Joe Mariotti  
Jack Meehan  
Mark Papineau  
Todd Periman, West County Times  
Kent Peterson, Crockett CSD  
Eric Zell, Zell & Associates

(\*) JPA Committee Members

AGENDA  
REGULAR MEETING  
BOARD OF DIRECTORS

EAST BAY REGIONAL PARK DISTRICT

Tuesday, October 20, 2009

C. BUSINESS BEFORE THE BOARD

8. BOARD COMMITTEE REPORTS

- d. Pinole/Hercules/EBRPD and North Contra Costa County JPA:  
August 25, 2009 (Radke)

Attendees:

City of Pinole:

Virginia Fujita, Mayor  
Pete Murray, City Council Member  
Belinda Espinosa, City Manager  
David Kurrent, Planning Commission  
Dean Allison, Director of Public Works  
Winston Rhodes, Planning Manager

City of Hercules:

Joanne Ward, Mayor  
Don Kuehne, Redevelopment Agency Board Member

Contra Costa County:

John Cunningham, Senior Transportation Engineer

EBRPD:

Ted Radke, Boardmember  
Whitney Dotson, Boardmember  
Jim Townsend, Trails Development Program Manager  
Mark Ragatz, Shoreline Unit Manager  
John Hitchen, Point Pinole Supervisor  
Rosie Bock, Secretary

Guests:

Jack Meehan, Pinole  
Janet Callaghan, Rodeo  
Carol Arnold, Contra Costa Resource Conservation District  
Joanna Pollock, WCCTAC  
Dr. Joe Mariotti, Pinole  
Ed Sacca, Rodeo  
Eric Zell, Zell & Associates/Praxair Pipeline Consultant  
Jacqueline Hunt, Praxair Pipeline  
Tom Lochner, West County Times  
Irma Ruport, EDHAC  
David Ruport, Pinole  
Lorene Scalora, Treasurer of Pinole Shores HOA  
Anastasia Dodson, Pinole Shores HOA  
Catherine Hawkins, Pinole Shores HOA

Anna Prescott, Pinole Harbor ME, HOA  
Cindy Trego, Pinole Shores, HOA/EDHAC

The Pinole/Hercules/EBRPD Joint Powers Authority (JPA) was called to order by Park District Board Member Ted Radke at 2:05 p.m. on Tuesday, August 25, 2009 at Pinole City Hall. After a round of self-introductions, the meeting proceeded with the discussion of the following items.

Pinole Shores to Bay Front Park Bay Trail Update – Mr. Jim Townsend, Trails Development Program Manager, reported that after the RFP for 30% design and environmental studies for the project was released a site visit was completed two weeks ago with approximately 20 consultant firms with the closing date for proposals being August 28 at 5:00 pm. The next step will be a two week review of the RFP's to select the best consultant candidate out of the applicants. The applicant should be selected by the end of September. Mr. Townsend proceeded to discuss the alternative of acquiring the five homes located on the bluff of the hill. This alternative was rejected as unfeasible after discussion with the Land Acquisition Manager at the Park District. The project design will avoid the occupied hillside altogether. Pinole City Council Member Pete Murray asked when the Engineering Report would be due and would the analysis include wetlands considerations. He also discussed possible additional funding from Measure WW. Mr. Townsend estimated that \$400,000 would be needed to finish the design once this phase is completed, and that funding may be available from the Coastal Conservancy in 2011, Prop 84, or Measure J. Councilmember Murray then asked what else needed to be prepared. Mr. Townsend said a CEQA document would be needed to support the cost estimates and design when it is time to submit applications for funding. Mr. Jack Meehan wanted to know if the selected alternative trail would cross over the proposed railroad easement. Mr. Townsend said yes. Mr. Meehan then asked if there was contact with the Union Pacific Railroad (Railroad). Mr. Townsend responded that project details were provided to the Union Pacific Manager of Public Projects of Northern California. Union Pacific (UP) was interested in co-operating with the project which has mutual benefits. This question was also posed for trails in the Livermore area to share access along an active UP corridor and the response from the Railroad was there was no interest on the part of the Railroad to share the right-of-way.

Bay Trail and Hercules Intermodal Transit Center Project – Ms Lisa Hammon, Assistant Hercules City Manager was unable to attend the meeting but did send information to be distributed to the attendees. Mr. Jim Townsend, Manager of Trails Development Programs at the Park District, was able to identify and present issues that have since been addressed in a positive way, including the trail integration from BioRad to downtown Hercules. The Park District was in discussion with Hercules concerning completion of the final trail design, and there was to be a meeting next week. Park District Board Member Ted Radke asked what the time line was for the project, and Mr. Townsend said that 18 months was suggested by the City of Hercules. Mr. Townsend added that 2/3rds of the project could be funded by Measures AA and WW and Bay Trail funds. Carol Arnold, of the Contra Costa Resource Conservation District, asked about an area on the map connecting Hercules to Pinole. Mr. Townsend says the trail will also connect the Chelsea Wetlands area to the Hercules downtown. Dean Allison said the City of Pinole was looking for funding to make a seamless connection.

Praxair Pipeline Update – Jacqueline Hunt of Praxair began by saying that the 45-day comment period has been extended an additional 45 days from August 27 at 5:00 pm. The comments are being submitted to Contra Costa County to be compiled and given to the environmental consultants. Board Member Ted Radke asked if the Planning Commission was involved in the process. Eric Zell of Zell and Associates said the compilation of comments would be submitted to the Contra Costa County Planning Commission, then to the Cities of Richmond, Pinole, Hercules, and Martinez and to the Park District as well. Anastasia Dodson, Pinole Shores HOA, said there were four homeowners associations off Pinole Shores Drive and each of them sent letters to the county, the cities and the Park District regarding the impact of the project on their lives. She addressed the fact that the Draft Environmental Impact Report (EIR) does not address specific issues such as the stability of the slope and width of the hydrogen pipeline corridor, or impact of the decibel level and anticipated noise on the neighborhood. She requested a revised EIR with additional time to study the report and improved project alternatives be presented before the final decision is made. Board Member Ted Radke reminded the attendees that the meeting was not a public meeting and for her to receive an appropriate response, she should attend the public meetings coordinated by Praxair. Mr. Meehan wanted to know about the EIR proposals for the “lay down” areas identified on the UP right-of-way at Tennant Avenue and whether Praxair had permission from UP to use the property yet. Mr. Meehan also wanted Jacqueline Hunt, Praxair, to elaborate on the relationship Praxair has with the Railroad. Ms. Hunt responded that Praxair currently has a good working relationship with the Railroad. Ms. Hunt also informed the attendees it would take three years to develop the required stamped engineering plans before they formally approach the Railroad. Currently, Praxair does not have written approval from the Railroad for the project. Pinole Council Member Pete Murray asked if there was a planned walk through in Pinole with handouts and an opportunity for public comments. Ms. Cindy Trego, a Pinole Shores HOA and EDHAC member, asked if the details of the study would include impacts to existing trails, tree cutting and impacts on the eco-system. She also wanted to know if the study addressed the impacts to the 300 to 400 homeowners while the project is underway, such as the resident’s health, parking access, and truck traffic on narrow streets. She also asked why Praxair was not using the current pipeline that exists. And since the DEIR did not address all issues, is the City of Pinole looking for alternatives, mitigations, or addressing future impacts? She then raised the issue of a 48-hour safety response time stating it was not acceptable in West Contra Costa County and there was not a medical burn unit close by. Ms. Trego stated that the Park District comments did not address the narrow streets which restrict safety of the public, fire issues, hydrogen gas leakage and fire danger. She stated that more information was required.

Ms. Hunt, Praxair, addressed Ms. Trego’s issues. Alternative routes were discussed with the City of Pinole in a three-year window for all agencies and cities to consider the alternatives. The City of Pinole decided that the selected route was safe, as the location protects the City from third party damage. The most common danger would be from back-hoe use without permitting. The City decided to use an existing utility and railroad corridor. Park District concerns were addressed and changes made to limit tree removal to only 28 trees in 21 miles. There was some re-routing of the pipeline to bypass a heritage tree. The EIR is in process and will need to address concerns from all agencies and individuals. Ms. Trego asked if the pipeline was safe. Ms. Hunt pointed out that being located within the railroad corridor was another

layer of safety. The line would be tested regularly, and as additional leakage precaution the line would be monitored by helicopter. A sign of leakage is dead weeds above the pipeline. Anastasia Dodson asked if the danger of service disruption due to earthquake had been addressed. Ms. Hunt said the testing was done to anticipate earthquakes up to 7.0. In addition, before anyone can dig they must contact Underground Service Alert to locate the line and consult with the city engineers. Ms. Janet Callahan of Rodeo expressed concern when she said although the pipeline route is identified in the cities, in Rodeo and other un-incorporated cities it may not be. Ms. Hunt said that current legislation requires more safety measures, such as, replacement of any damaged areas. She invited the HOA members to attend the public hearings to help improve the EIR and address their issues. Belinda Espinosa, Pinole City Manager, offered to host a meeting with engineers to discuss the pipeline and the noise level of the project during construction. Ms. Hunt said the project engineers were planning on mitigating the sound level with attenuation walls to reduce the sound and vibration level. Anastasia Dodson asked if there was an engineering report on the slope of the hillside. Jim Townsend said that he was not aware of any such report. Jack Meehan asked why continuous drilling was selected. Ms. Hunt said that a horizontal directional drill cannot be halted mid-drill. The process is set by computer and if it is stopped the drill bit will lose its place in memory and have to be reset. Eric Zell added that there will be engineers and technical staff to address these questions at the public meetings.

West County Trail Mapping – Mr. John Cunningham, Contra Costa County-Senior Transportation Engineer, was introduced by Mr. Townsend to present information on the East Contra Costa County Trail Mapping project and suggest participation from West and Central Contra Costa County and the cities of Pinole and Hercules if they were interested in the project. The mapping project replicates East County's effort to span various agencies and communities with a cross-jurisdictional mapping plan to include cities, special districts and public agencies. The project is supported by Supervisors Mary Piepho and Federal Glover. Mr. Cunningham said the project is working with Bay Area Open Space Council's mapping information to bring it online as a digital technology and may include Google mapping system as well. The project currently has data from the Park District and requires GIS-sharing agreements among the participants. Dean Allison, City of Pinole-Public Works, asked what would be the role of the cities and what would be the funding needs. Mr. Townsend said the cities would provide information and the project is not very expensive. Mr. Allison wanted to know if it was county-wide, and Mr. Townsend said the data was driven by the cities in East Contra Costa County. Mr. Cunningham said that the presented information was informational only, and if the cities were interested to contact him to set a meeting. Park District Board Member Ted Radke asked if trails through East Bay Municipal Utility District properties were included. Mr. Townsend said that they were.

Public Comments – Park District Board Member, Ted Radke announced that the Senator George Miller, Jr. Benicia-Martinez Bridge Path Dedication would be held on Saturday, August 29. The new pedestrian/bicycle path on the Benicia-Martinez Bridge will officially open beginning with a ribbon-cutting in Martinez at 8:30 a.m., followed by the main opening ceremony at 10 a.m. in Benicia.

The meeting was adjourned at 3:22 p.m.