

The Board Meeting, which was held on June 2, 2015 at the EBRPD Administrative Building, 2950 Peralta Oaks Court, Oakland CA 94605 was called to order at 12:45 p.m. by Board President Whitney Dotson.

## ROLL CALL

Directors Present: Whitney Dotson, President  
Doug Siden, Vice President  
Dennis Waespi, Secretary  
Beverly Lane, Treasurer  
Diane Burgis  
John Sutter  
Ayn Wieskamp

Directors Absent: None.

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

The **Open Session** of the Board Meeting was called to order at 2:15 p.m. by Vice President Siden.

Staff Present: Robert Doyle, Dave Collins, Jim O'Connor, Debra Auker, Bob Nisbet, Carol Victor, Mark Ragatz, Police Chief Tim Anderson, Sara Rieck, Michael Reeves, John Bouyea, Sabrina Pinell, Karla Cuero, Kelly Barrington, Liz Musbach, Linda Wu, Matt Graul, Carolyn Johnson, Dan Cunning, Mona Koh, Larry Tong, Matt Graul, Carolyn Jones, Anne Kassebaum, Erich Pfuehler, Yolande Barial Knight, Suzanne Lusk

## **A. APPROVAL OF AGENDA**

By motion of Director Wieskamp, and seconded by Director Burgis the Board voted unanimously to approve the Agenda.

Directors Present: Diane Burgis, Whitney Dotson, Doug Siden, John Sutter, Ayn Wieskamp, Dennis Waespi.

Directors Absent: None.

## **B. PUBLIC COMMENTS**

Peter Volin, commented that the cleanup cost at the Lake Merced Gun Range which closed in April 2015, was \$22 million for 11 acres. Volin compared Lake Merced to the Lake Chabot Gun Club ("Club"). The 65 acre Club estimates that their lead cleanup costs will be between \$200 and \$500 million. Volin urged the Board to get its own estimates for lead cleanup costs under 3 different criteria. If (1) the Club closes December 31, 2015, (2) it closes in 10 years and (3) it closes in 20 years. Volin emphasized the importance of obtaining cost estimates for alternative methods for a safe clean up. Volin urged the Board to not pass lead mitigation costs or lead cleanup costs to the taxpayers of Alameda and Contra Costa counties.

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

### **I. CONSENT CALENDAR**

By motion of Director Lane and seconded by Director Sutter, the Board voted to approve Item **Ib**.

Directors Present: Whitney Dotson, Beverly Lane, John Sutter, Ayn Wieskamp, Dennis Waespi.  
Directors Abstain: Diane Burgis, Doug Siden.

Approval of the Minutes for the Board Meeting of May 19, 2015.

By motion of Director Lane and seconded by Director Sutter, the Board voted unanimously to approve the balance of the **Consent Calendar**:

Directors Present: Diane Burgis, Whitney Dotson, Beverly Lane, Doug Siden, John Sutter,  
Ayn Wieskamp, Dennis Waespi.  
Directors Absent: None.

- a. Approval of District Check Listing for the Period of April 20, 2015 to May 3, 2015  
Resolution No. 2015 – 06 - 147 (attached)
- c. Resolution to Support Pending State Legislation AB 746 (Ting): San Francisco Bay Restoration Authority Modifications  
Resolution No. 2015 – 06 - 148 (attached)
- d. Resolution to Support Pending State Legislation AB 988 (Stone): Outdoor Environmental and Recreation Grant Program  
Resolution No. 2015 – 06 - 149 (attached)
- e. Resolution to Support Pending State Legislation AB 1362 (Gordon): Stormwater Definition for Assessments, Fees and Charges  
Resolution No. 2015 – 06 - 150 (attached)
- f. Resolution to Support the Bay Area Trails as Priority Conservation Areas  
Resolution No. 2015 – 06 - 151 (attached)

Lane had questions about whether all the regional trails inside the District should be listed as PCA's. Erich Pfuehler, Government Relations and Legislative Affairs Manager and GM Doyle responded and clarified that the entire master plan was submitted as a PCA which includes the trails map. Siden asked staff to define a PCA for the audience to which Pfuehler explained. Sutter commented that some trails are in Priority Development Areas and some are in PCA's. GM Doyle added that emphasis is on including the master plan of trails as conservation areas.

- g. Resolution to Support Pending State Legislation SB 422 (Monning): Santa Clara Valley Open Space District  
Resolution No. 2015 – 06 - 152 (attached)

- h. Authorization to Accept Bids and Award Contracts for the Peralta Oaks Board Room and Finance Department Tenant Improvement Project  
Resolution No. 2015 – 06 - 153 (attached)
- i. Authorization to Withdraw from Joint Exercise of Powers Agreements with the Cities of Pinole and Hercules and Contra Costa County: San Francisco Bay Trail  
Resolution No. 2015 – 06 - 154 (attached)

Wieskamp complimented Myli on pulling together a very complicated project. She complimented him on the chair that the Board was able to try out and on the use of the recycled wood for the tabletop.

- i. Adoption of a Resolution of Support for the Exoneration of the Port Chicago 50  
Resolution No. 2015 – 06 - 155 (attached)

President Dotson began to preside over the meeting.

## **2. ACQUISITION, STEWARDSHIP AND DEVELOPMENT DIVISION**

By motion of Director Lane and seconded by Director Wieskamp, the Board voted unanimously to approve item C-2-a:

Directors Present: Diane Burgis, Whitney Dotson, Beverly Lane, Doug Siden, John Sutter, Ayn Wieskamp, Dennis Waespi.

Directors Absent: None.

- j. Certification of the Supplemental Environmental Impact Report (SEIR) for the Albany Beach Restoration and Public Access Project: McLaughlin Eastshore State Park  
Resolution No. 2015 – 06 - 156 (attached)

Chris Barton, Environmental Programs Manager and the Project Manager on this job. Barton presented the SEIR for the Eastshore State Park Albany Beach Habitat Restoration and Public Access Project. He highlighted the project goals, project history and project descriptions in 3 phases. Project Startup Costs are \$635,000. Phase I is \$4.3 million, 100% funded and under construction, Phase II is \$3.7 million, 35% funded and Phase III is \$3.8 million, 99% funded. Barton briefly touched on the EIR process and the legal challenge that was filed; main issues having to do with leashed dogs and eel grass. Staff had interns collect data (190 – 200 hours) and drafted a new EIR. This project is compatible with every user group. The 2014 Draft SEIR concluded that most dogs are off leash and use the beach, unleashed dogs may impact sensitive resources more than leashed dogs, projected 6% increase in dog use and the project creates additional public space for dogs reducing the density of dogs with project implementation.

### PUBLIC HEARING

Kelly Smith, representing SPRAWLDEF and the Sierra Club, stated they have concerns with the environmental analysis and unleashed dogs and their impacts on environmental resources. CEQA is a disclosure requirement as well as an environmental analysis.

Emma Yee, lives in Albany and is a park and rec commissioner. She is an advocate for off leash dogs. She requested additional signage to educate responsible dog owners.

Ellen Hershey, a resident of Albany and longtime park user refers to the SEIR which says that only 37% of people arrive without dogs. Off leash dogs thwart the major purposes of the District which is to increase public access and to protect wildlife. The Audubon Society reports that there are virtually no birds at the beach because dogs chase them off. Hershey asked the Board to not certify this document.

Ed Bennett, CESP believes that the District is losing a chance to improve its image. Bennett requested that the District reject the SEIR or enforce Ordinance 38 where dogs are not allowed on the beach off leash.

GM Doyle added that the District operates this State Park as well as Crown Beach and does not receive any funding from State Parks for enforcement.

Burgis asked how much bigger will the beach become. Tamara Galanter, legal counsel replied 4 additional usable acres. Lane asked what other beaches does the District have where dogs are allowed off leash. Barton said none. Barton said that Ordinance states that dogs are required to be on leash in developed areas.

### **3. BOARD AND STAFF REPORTS**

#### **a. Actions Taken by Other Jurisdictions Affecting the Park District**

General Manager Doyle discussed those items listed on the staff report.

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

Liz Musbach, Acquisition Manager introduced Linda Wu, Land Acquisition Specialist. Wu introduced the Acquisition staff: Liz Musbach, Acquisition Manager; John Bouyea, Senior Land Acquisition Specialist; three Land Acquisitions Specialists: Suzanne Lusk, Michael Reeves and Linda Wu; as well as Administrative Analyst II Sara Rieck. The main purpose of the land acquisition department is to grow the District parklands and trail system as envisioned by the master plan. Wu articulated a comprehensive overview of the specialist responsibilities highlighted Rieck's contribution as the financial guru and grant writer. The District currently has 119,219.69 acres and counting. The Board complimented the Acquisition Department on their hard work.

GM Doyle presented two awards. One from the American Planning Association for the Master Plan and the other an Award of Excellence for Marketing and Communication for the District's 80<sup>th</sup> Anniversary.

GM Doyle announced the upcoming retirement of Warren Shultz, Lakes Unit Manager and the promotion of Jeff Manley. Doyle continued with discussing the importance of the approval of the Contra Loma Management Plan. Sutter asked if we are in sync with CCWD. GM Doyle said that we are. Lane asked for a list of other recreational uses at the park. GM Doyle said that it will be provided possibly at executive committee.

### **5. ANNOUNCEMENTS FROM CLOSED SESSION**

District Counsel Carol Victor said there were no announcements.

### **6. BOARD COMMENTS**

Director Wieskamp reported on meetings attended. Director Wieskamp

- Attended the Volunteer Recognition Dinner at Cull Canyon;
- Attended Regional Park Association Meeting at Trudeau – credit to Amelia Wilson for not just the food but for keeping the program going;
- Attended the Finance Meeting;

- Attended the Executive Committee Meeting;
- Attending the Cow Girl Luncheon Rodeo.

Director Lane reported on meetings attended. Director Lane

- Attended the Volunteer Recognition Dinner at Cull Canyon;
- Attended the Natural and Cultural Resources Committee Meeting;
- Attended the Regional Park Association Meeting at Trudeau, appreciated that staff attended and provided good support, a good meeting;
- Attended the Conference of California Historical Societies;
- Attended the Finance Committee Meeting;
- Attended the Ferry Point Dedication;
- Attended Save Mt. Diablo's Breakfast Meeting; thanked Beth Stone for maps.

Director Siden reported on meetings attended. Director Siden

- Attended the Alameda City Council Meeting;
- Attended the Dumbarton Quarry Dedication;
- Attended the ACSDA Meeting;
- Attended the Alameda County Mayors Conference in San Leandro;
- Attended the EB EDA Spring Membership Meeting in Oakland;
- Attended the San Leandro Creek Alliance Meeting;
- Attended the Board's Capitol Planning Workshop;
- Attended the CSDA Legislative Days Conference;
- Attended the Operations Committee Meeting;
- Attended the Regional Parks Association Meeting at Trudeau, appreciation to Amelia Wilson;
- Attended a Boy Scouts Code of Honor;
- Attended the Executive Committee Meeting;
- Attended the Oakland Chamber of Commerce meeting;
- Will attend the Annual Sandcastle Contest;
- Will attend Concerts at the Cove.

Director Sutter reported on meetings attended. Director Sutter

- Attended the Executive Committee Meeting;
- Attended the Operations Committee Meeting;
- Attended the Regional Parks Association Meeting at Trudeau – extended thanks to Amelia Wilson for keeping this educational program going and for bringing good food;
- Went to the Albany Beach Shoreline;
- Attending the SPDF in Detroit;

Director Waespi reported on meetings attended. Director Waespi

- Spoke at the Mormon Church representing the District;
- Attended the Volunteer Recognition Dinner at Cull Canyon;
- Attended the Operations Committee Meeting;
- Attended the Finance Committee Meeting;
- Attended the Regional Park Association Meeting at Trudeau – a good event;
- Attended the East Bay Leadership Council Installation Dinner;
- Attended the HARD's Hampton Dog Park Opening;
- Congratulated Jeff Manley on his promotion;
- Acknowledged Carol Franz's retirement.

Director Burgis reported on meetings attended. Director Burgis

- Attended the Ecology Meeting;
- Attended the Special Legislative Days in Sacramento;
- Attended the Bay Area Open Space Conference;
- Attended the Board Planning Workshop;
- Visited the John Marsh House with GM Doyle and AGM Nisbet;
- Met with City Manager of Brentwood with GM Doyle;
- Attended the Antioch State of the City Luncheon;
- Attended the Building and Construction Trades Luncheon;
- Will attend ABAG's Regional Planning Committee Meeting;
- Will attend the Richmond Liaison Committee Meeting;
- Will attend SPDF Conference in Detroit.

Director Dotson reported on meetings attended. Director Dotson

- Met with Erich Pfuehler and a potential PAC member Megan Tiernan;
- Interviewed with Laura McCreery on oral history;
- Attended the Natural and Cultural Resources Committee Meeting;
- Met with a constituent regarding a dog park – John Forrest;
- Attended the Executive Committee Meeting;
- Attended the Ferry Point Dedication.

At 4:00 pm, the Board members along with GM Doyle and Erich Pfuehler moved to the Board Conference Room for debriefing of the Congressional Visits in Washington.

**D. ADJOURNMENT**

The meeting was adjourned at 5pm by Board President Dotson.

Respectfully submitted:

Yolande Barial Knight  
Acting Clerk of the Board