

The Board Meeting, which was held on July 7, 2015 at the Peralta Oaks Headquarters, 2950 Peralta Oaks Court, Oakland was called to order at 2:00 p.m. by Board President 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 2:00 p.m. by Vice President Siden.

Staff Present: Robert Doyle, Dave Collins, Debra Auker, Bob Nisbet, Carol Victor, Mark Ragatz, Police Chief Tim Anderson, Liz Musbach, Sharon Clay, Dan Cunning, Mona Koh, Yolande Barial Knight, Suzanne Lusk, Jeff Rasmussen, Aaron Roth, Jim O'Connor, Ira Bletz, Audrey Som, Sara Reick, Zenaida Trinidad, Adora Nnoruka, Ruby Tumber, Bismarck Blanco, Ira Bletz, Kelly Barrington, John Bouyea, Quynh Truong, Lt. Gretchen Rose, Erich Pfuehler, Mark Ragatz, Matt Graul, Debra Auker, Tiffany Margulici, Larry Tong, Aaron Roth, Carolyn Jones, Leonard Bellow

Guests: Hannah Chacko, Aidan Jordan Peter and their parents and grandparents.

A. APPROVAL OF AGENDA

By motion of Director Dotson, and seconded by Director Lane, the Board voted unanimously to approve the agenda removing Item r from the Consent Calendar.

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

Directors Absent: None.

B. SPECIAL PRESENTATION

Director Ayn Wieskamp emceed the recognition of the winners of the Habitat Means Home Poster Contest. Ira Bletz, Regional Interpretive and Recreation Services Manager, presented the history of this poster contest which is now in its ninth year and held at Coyote Hills Regional Recreation Area. This contest involves writing and painting. There were 150 entrants of elementary school students K – 6th grades. Attending the board meeting today were Hannah Chacko; the first place winner and Aidan John Peter; the second place winner along with their families, whose posters captured habitat and its value. The children's posters were on display and admired by all in attendance. The Board, GM and Staff and extended a warm welcome.

C. PUBLIC COMMENTS

Peter Volin commented on the Chabot Gun Club Range and the estimates for clean-up costs in connection with lead pollution and his recommendation was for the District to hire a consultant now. Several members spoke about the Ratto Farm and the San Leandro Creek Greenway: Robin Freeman, Chanel Williams, Janis Poon, Amber Blackwell. John Nicoles, President, EBRPD Retirees Association, spoke about concerns for taxation of medical benefits discussion before the executive committee meeting.

D. BUSINESS BEFORE THE BOARD

I. CONSENT CALENDAR

By motion of Director Wieskamp and seconded by Director Burgis, the Board voted unanimously to approve the **Consent Calendar with the exception of item r.**

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

Directors Absent: None.

- a. Approval of District Check Listing for the Period of May 25, 2015 to June 7, 2015
Resolution No. 2015 – 07 - 174 (attached)
- b. Authorization to Negotiate with Various Property Owners
Resolution No. 2015 – 07 - 175 (attached)
- c. Approval of the Minutes for the Board Meeting of July 7, 2015
- d. Authorization to Amend the Sole Source Service Agreement with Nampa Valley Helicopters Inc. to Complete the 3000 Hour Transmission Overhaul
Resolution No. 2015 – 07 - 176 (attached)
- e. Authorization to Renew a Cost Sharing Agreement with the East Contra Costa County Habitat Conservancy and Accept and Appropriate \$200,000 for Land Acquisition-Related Costs
Resolution No. 2015 – 07 - 177 (attached)

Director Siden pointed out the map in the packet of the lands that are being protected for open space. He commended Retired Director Radke for all of the work that he did with the Conservancy.

- f. Authorization to Accept the Bid and Execute a Contract with Innovative Construction Solutions for Landslide Stabilization: Lake Chabot Regional Park
Resolution No. 2015 – 07 - 178 (attached)
- g. Authorization for the Sole Source Purchase from Brasco International, Inc. for Fishing Pier Windscreens: Point Pinole Regional Shoreline
Resolution No. 2015 – 07 - 179 (attached)
- h. Authorization to Amend the Contract for Appraisal Services with Smyers & Krauss Appraisal, LLC
Resolution No. 2015 – 07 - 180 (attached)

- i. Authorization to Purchase One Dodge Vehicle
Resolution No. 2015 – 07 - 181 (attached)
- j. Authorization to Accept the Bid and Execute a Contract to Bond Blacktop, Inc. for Road Slurry Seal: District-wide
Resolution No. 2015 – 07 - 182 (attached)
- k. Authorization to Enter into a Three-Year Term Contract with First Advantage as the Service Provider for Affordable Care Act (ACA) Reporting and Monitoring
Resolution No. 2015 – 07 - 183 (attached)

Director Siden had a question on the dollar amount of this contract. Dave Collins, AGM Finance & Management Services pointed to the revenue/cost section of this material does disclose the cost and explains the process whereby the funds will be replenished.

- l. Authorization to: Establish the Classification, Unit Designation and Salary Range for Deputy General Manager; Retitle the Government Relations and Legislative Affairs Manager to Government Affairs Manager and Adjust the Salary Range; and Adjust the District's Management and Confidential Salary Schedule
Resolution No. 2015 – 07 - 184 (attached)
- m. Acceptance of the First Quarter 2015 General Fund and Other Governmental Funds Financial Reports
Resolution No. 2015 – 07 - 185 (attached)
- n. Authorization to Accept the Withdrawal of the Bid of Audio Visual Design Group and to Award the Contract for Audio Visual Equipment for the Headquarters Board Room Tenant Improvement Project to Avidex Industries, LLC
Resolution No. 2015 – 07 - 186 (attached)

Director Lane requested that the Board to be able to see any program about the District that is shown on television or social media. Director Waespi asked whether there will be a speaker in the Board Conference Room. AGM Collins replied that the meetings will be streamed on the internet for employees in the building.

- o. Authorization to Transfer and Appropriate Funds to Retrofit Facilities Energy Plan Project and Apply for PG&E Energy Efficiency Retrofit Rebates: District-wide
Resolution No. 2015 – 07 - 187 (attached)

Director Siden asked for clarification in what is the ask amount in this material. Jeff Rasmussen, Asst. Finance Officer stated that this is an additional amount consistent with the implementation strategy.

- p. Acceptance of the East Bay Regional Park District Investment Report for the Quarter Ending March 31, 2015
Resolution No. 2015 – 07 - 188 (attached)
- q. Authorization to Implement the Healthy Workplaces, Healthy Families Act (AB 1522) to Provide Paid Sick Leave to Temporary and Seasonal Employees
Resolution No. 2015 – 07 - 189 (attached)

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

Directors Absent: None.

- a. Authorization to Transfer Funds and Purchase Sole Source Prefabricated Concrete Restroom/Shower Buildings (Buildings #9 and #20) from Public Restroom Company: Del Valle Regional Park
Resolution No. 2015 – 07- 190 (attached)

Rob Lim, Chief of Design introduced Zenaida Trinidad, Project Manager of the Del Valle Campground replacement project. Trinidad presented a powerpoint that explained the ongoing building deterioration and maintenance issues of the restrooms and the process by which Public Restrooms Company was chosen to replace the shower buildings.

Directors Sutter and Dotson would like to see a complete assessment of all of District bathroom facilities. AGM Operations, O'Connor remarked that there was an assessment of restrooms however we can go back and look at the Directors' specific park restroom concerns. Directors expressed a desire for staff to consider not only the design, the aesthetics of the building and possibly folding in some art.

3. FINANCE AND MANAGEMENT SERVICES DIVISION

By motion of Director Lane, and seconded by Director Burgis, the Board voted unanimously to approve item C-3-a:

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

Directors Absent: None.

- a. Acceptance of: 2014 Comprehensive Annual Financial Report, Statement on Auditing Standards (SAS) 114 Auditor's Communications with Those Charged with Governance dated May 30, 2015, and Independent Accountant's Report on Agreed Upon Procedures Applied to 2015 Appropriations Limit Calculation Report
Resolution No. 2015 – 07- 191 (attached)

Debra Auker, CFO gave a powerpoint presentation on the CAFR, explaining some sections and highlighting funds. Director Sutter had questions about whether the District can generate revenue from some of these funds that are not needed right away. Auker explained that the California Government Code restricts our investment out 5 years and with certain limited and secure investments. GM Doyle said that funds that come into the District are limited and not private money.

By motion of Director Siden, and seconded by Director Waespi the Board voted unanimously to approve item C-3-b:

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

Directors Absent: None.

- b. Approval of Engineer's Report for Fiscal Year 2014/2015, Adopt Resolution Confirming Diagram and Assessment, Order Maintenance, Improvements and Levy Annual Assessment for Alameda County/Contra Costa County Regional Trails Landscaping and Lighting Assessment District No. 1, including ZB-1 (Five Canyons), ZB-2 (Dublin Hills), ZB-3 (Walpert Ridge), ZB-4 (San Ramon Hills), ZB-5 (Stone Valley), and ZB-6 (Sibley Volcanic); Adopt Resolution Overruling Protest Resolution No. 2015 – 07- 192 (attached)

Debra Auker, CFO presented this report that levy's taxes. Director Sutter had a specific question about the fund balance. Auker explained the difference between the fund balances in the 2 counties. AGM Collins directed the Board to certain pages in the document for clarification. Director Waespi asked about the COLA's inclusion in the document. Tim Seufert, NBS, explained that it wasn't in the past however it will be included now.

By motion of Director Siden, and seconded by Director Wieskamp the Board voted unanimously to approve item C-3-b:

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

Directors Absent: None.

- b1. Adopt Resolution Overruling Protests Resolution No. 2015 – 07 – 193 (attached)

By motion of Director Waespi, and seconded by Director Burgis, the Board voted unanimously to approve item C-3-b:

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

Directors Absent: None.

By motion of Director Waespi, and seconded by Director Burgis, the Board voted unanimously to approve item C-3-c:

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

Directors Absent: None.

- c. Approval of Resolution Declaring the Intention to Establish a Community Facilities District (C-1 Las Trampas) and to Authorize the Levy of Special Taxes Resolution No. 2015 – 07- 194 (attached)

Debra Auker, CFO explained the staff report and the resolution for a Community Facilities District (CFD).

4. 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.

5. GENERAL MANAGER'S COMMENTS

GM Doyle stated that there is no formal staff presentation tonight; however the Board viewed the clips of Doug McConnell's *OpenRoad* program.

6. ANNOUNCEMENTS FROM CLOSED SESSION

District Counsel Victor announced by a vote of 7 to 0, that the Board voted to deny the claim of Eugene Brock.

7. BOARD COMMENTS

Director Wieskamp reported on meetings attended. Director Wieskamp

- Attended the Executive Committee meeting;
- Had her one-on-one with GM Doyle;
- Attended the Board's Land Session;
- Attended the State of the City of Livermore;
- Attended the Board's Pt. Pinole Field Trip;
- Went on a ride along with Lt. Alan Love and covered 5 different water areas;
- Visited Cull Canyon and saw Victor Reyes who is very organized;
- Visited Shadow Cliffs, Lake Chabot, Don Castro and Del Valle.

Director Lane reported on meetings attended. Director Lane

- Attended the Board's Land Session;
- Thanked staff for viewing the Doug McConnell, OpenRoad program;
- Attended the Finance Committee Meeting;
- Attend the Board's Pt. Pinole field trip;
- Attended the East Bay Leadership Council Executive Board meeting;
- Attended the CCC Transportation Authority meeting;
- Attended the Bay Trail Safety Patrol in Danville;
- Attending the Elworthy Dedication on July 15;
- Attending the Pt. Costa Memorial Event on July 18;
- Will attend the Botanic Garden 75th Anniversary;
- Will attend the Concord Hills Regional Hills LUP meeting.

Director Siden reported on meetings attended. Director Siden

- Attended the Juneteenth potluck at Peralta Oaks;
- Attended the Executive Committee meeting;
- Attended the Operations Committee meeting;
- Attended the Board's Land Session;
- Attended the EBMUD/EBRPD Liaison Committee meeting;
- Rode in Alameda Parade with Smokey the Bear;
- Will be hosting Alameda County Special Districts Meeting at Peralta Oaks;
- Attending the Alameda City/EBRPD Liaison Committee meeting.

Director Sutter reported on meetings attended. Director Sutter

- Attended the Board's Pt Pinole field trip;
- Attended the Operations Committee;
- Attended the Board's Land Session;
- Went on a tour with Jeff Krull of Redwood Park;
- Attended the retirement party for Alex Switzler;
- Attended the SF Bay Restoration Authority meeting;
- Attended the Oakland Planning Commission design review subcommittee meeting;
- Had a one-on-one with GM Doyle.

Director Waespi reported on meetings attended. Director Waespi

- Attended the Board's Land Session;
- Attended the PAC meeting;
- Attended the EBMUD/EBRPD Liaison Committee meeting;
- Attended the Board's Pt. Pinole Field Trip;
- Attended the EBRPD Golf Tournament;
- Toured water parks with Pete DeQuincy;
- Toured District lands with Chief Dan McCormick.

Director Burgis reported on meetings attended. Director Burgis

- Toured Port Costa;
- Attended the Board's Pt Pinole Field Trip;
- Attended the Board's Land Session;
- Rode in 4th of July parade with Kate Collins, Black Diamond.

Director Dotson reported on meetings attended. Director Dotson

- Attended the Special Park Districts Forum Conference in Michigan;
- Attended the Board's Pt Pinole field trip;
- Attending a planning meeting for the North Richmond Shoreline Festival.

D. ADJOURNMENT

The meeting was adjourned at 4:41 pm by Board President Dotson.

Respectfully submitted:

/s/Yolande Barial Knight
Acting Clerk of the Board