

The Board Meeting, which was held on September 1, 2015 at the Richard C. Trudeau Training Center, 11500 Skyline Boulevard, Oakland was called to order at 2:09 p.m. by Board President Whitney Dotson.

ROLL CALL

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

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 2:10 p.m. by President Dotson.

Staff Present: Robert Doyle, Dave Collins, Jim O'Connor, Debra Auker, Carol Victor, Police Chief Tim Anderson, Mark Ragatz, Erich Pfuehler, Larry Tong, Kelly Barrington, Liz Musbach, Jeff Rasmussen, Sean Dougan, Mona Koh, Anne Kassebaum, Alicia Gonzales, Pam Burnor, Dania Stoneham, Deborah Spaulding, Matt Graul, Annie Thomsen, Carol Johnson, Tiffany Margulici, Carolyn Jones, Aaron Roth.

Guests: Scott Ferguson: Jones Hall

A. APPROVAL OF AGENDA

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

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

Directors Absent: None.

B. PUBLIC COMMENTS

Kendra Zewicki, Tri-City Horseman's Association, donated \$1,000 to go towards the large animal rescue.

C. BUSINESS BEFORE THE BOARD

I. CONSENT CALENDAR

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 July 20, 2015 to August 2, 2015
Resolution No. 2015 – 09 – 235 (attached)

Approval of the Minutes for the Board Meeting of August 11, 2015

- b. Authorization to Negotiate with Various Property Owners
Resolution No. 2015 – 09 – 236 (attached)
- c. Approval of Out-of-State Travel for Board Member Doug Siden to Attend the 2015 Three Trails Conference in Santa Fe, New Mexico, September 17- 20, 2015
Resolution No. 2015 – 09 – 237 (attached)
- d. Authorization to Purchase Network Infrastructure from AMS.NET
Resolution No. 2015 – 09 – 238 (attached)

Director Sutter asked about whether this vendor will continue to support the equipment and do we have a choice of vendors if we use the state methodology of acquiring equipment. AGM Collins says that the routers we started with are no longer supported by the vendor; for the latter, only one vendor is available.

- e. Authorization to Award Contracts for District Rainbow Trout and Channel Catfish Requirements to Mt. Lassen Trout Farms for 2016 and 2017
Resolution No. 2015 – 09 – 239 (attached)
- f. Authorization to Award a Contract to A & E Emaar Company for Intertidal Ramp Rehabilitation: Crown Memorial State Beach
Resolution No. 2015 – 09 – 240 (attached)
- g. Authorization to Award a Contract to E.E. Gilbert Construction, Inc. for the Dog Run Trail Washout and Waterline Repair Project: Del Valle Regional Park
Resolution No. 2015 – 09 – 241 (attached)

Director Sutter asked about the status of the study and sources of funding. Chief Lim replied that an RFP has been issued and staff is in process of developing a contract; the funds will come from 553. GM Doyle clarified the damage of the pipeline is a truly separate issue.

- h. Authorization to Amend Contract with McElroy Technology Solutions for Customization of the District's Enterprise Resource Planning (ERP) System: One Solution
Resolution No. 2015 – 09 – 242 (attached)
- i. Authorization to Amend Contract for Services Agreement with CPS HR Consulting
Resolution No. 2015 – 09 – 243 (attached)
- j. Authorization to Appropriate Funds Received through Asset Forfeiture Proceeds to Purchase Replacement Firearms for the District's Police Officers
Resolution No. 2015 – 09 – 244 (attached)

Director Lane asked Chief Anderson about the procedures for having our officers protect their firearms. Chief Anderson said the District administrative policy is that the firearm should be in a locked box in the vehicle.

- k. Approval of Out-of-State Travel for Board Members Whitney Dotson and General Manager Robert Doyle to Attend the 2015 National Recreation and Park Association Congress and Exposition, Las Vegas, Nevada, September 15 - 17, 2015
Resolution No. 2015 – 09 – 245 (attached)
- l. Authorization to Apply for Federal Grant from the Central Valley Project Conservation Program and the Habitat Restoration Program and Partner with California State University, Sacramento for Long-horned Fairy Shrimp and Vernal Pool Study: District-wide
Resolution No. 2015 – 09 – 246 (attached)
- m. Authorization to Apply for Federal Grant Funds from the Recreational Trails Program for Pinole Shores to Bayfront Park Bay Trail: San Pablo Bay Regional Shoreline
Resolution No. 2015 – 09 – 247 (attached)
- n. Acceptance of Completed Construction Projects for TIGER II Grants from the California Department of Transportation: Iron Horse Regional Trail and Carquinez Regional Shoreline
Resolution No. 2015 – 09 – 248 (attached)
- o. Acceptance of Grant for Wind Turbine Bat Fatality Study from the East Contra Costa County Habitat Conservancy: Altamont Pass Wind Resource Area
Resolution No. 2015 – 09 – 249 (attached)

2. FINANCE AND MANAGEMENT SERVICES DIVISION

a. PUBLIC HEARING

Approval of Resolution Declaring the Formation of a Community Facilities District (C-I Las Trampas); Calling a Special Election; Declaring Results of a Special Landowner Election and Directing the Recordation of a Special Tax Lien; and Authorizing the Levy of Special Taxes
Resolution No. 2015 – 09 – 250 (attached)

By motion of Director Sutter, and seconded by Director Burgis, 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.

CFO Debra Auker, gave a comprehensive overview of the formation of the District's first Community Facilities District (C-I Las Trampas). The CFD allows for public safety costs to be recovered and it has less administrative burden. The District engaged a special tax consultant, NBS and special legal counsel Jones Hall. Auker explained the detailed public process, actions to be taken, confirmed the board approved boundary map which was recorded at Contra Costa, explained the rate and method of apportionment, developed election materials which were returned to the Clerk of the Board from the landowner on August 24, 2015.

Auker clarified that there are three resolutions and one ordinance to be acted today. The Public hearing will be facilitated by the Clerk of the Board, and the chair of the Finance Committee, Director Beverly Lane. Today the actions are to hold a noticed public hearing, and to approve the resolution of formation. The Clerk will assist in the process of calling the election, conducting the election, and tallying the results. Following the election, the Board will go back and approve the ordinance to levy the taxes.

Director Lane took over the proceedings. Director Sutter had questions regarding the \$20,000 set-up costs Auker explained that the CFD does not have an end date, the Board approved the contracts that are to be fronted by general fund money and over the life of the CFD the District will recover the start-up costs and it will cover the annual administration of putting it on the tax rolls.

Director Lane opened the Public Hearing and asked if there were any public who wished to comment and were there any written comments. There was neither. Director Lane closed the Public Hearing.

A Resolution of the Board of Directors of the East Bay Regional Park District, California, Calling a Special Election for a Community Facilities District East Bay Regional Park District Community Facilities District East Bay Regional Park District Community Facilities District No. C-I Las Trampas
Resolution No. 2015 – 09 - 251 (attached)

By motion of Director Siden, and seconded by Director Waespi, 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.

The Clerk opened and announced the votes of the ballot. The results were 100% in favor.

A Resolution of the Board of Directors of the East Bay Regional Park District, California, Declaring Results of a Special Landowner Election and Directing the Recordation of a Special Tax Lien East Bay Regional Park District Community Facilities District
Resolution No. 2015 – 09 – 252 (attached)

By motion of Director Burgis, 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.

An Ordinance of the Board of Directors of the East Bay Regional Park District, California, Authorizing the Levy of Special Taxes in a Community Facilities District East Bay Regional Park District Community Facilities District No. C-I Las Trampas
Resolution No. 2015 – 09 – 253 (attached)

By motion of Director Wieskamp, and seconded by Director Sutter, 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.

President Dotson assumed the gavel.

- b. Authorization to Amend the 2015 Budget for Mid-Year Appropriations and Transfers
Resolution No. 2015 – 09 - 254 (attached)

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

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

Directors Absent: None.

CFO, Debra Auker introduced this annual mid-year budget adjustment staff report. Auker walked through the report and highlighted the general fund reserve fund balance, the replenishment of contingency funds, looked at funding unfunded liabilities, and the project funds. Directors Lane and Sutter had a comment on the reallocation of funds for the Atlas Bridge, Pt. Pinole, and Coyote Hills service yards. Director Sutter suggested that at the first board workshop staff provide an estimate of any funding excess. Auker agreed and stated that it would be a very rough estimate because the Board workshops are in the spring and it is hard to estimate spending through the end of December. Director Waespi asked about the reserves, if there are any in the CC and WW money. Auker said the money has to be spent in the CC and WW areas.

- c. Authorization to Amend the 2015 Budget with Mid-Year Appropriations from the Major Renovation and Replacement Fund (553)
Resolution No. 2015 – 09 - 255 (attached)

By motion of Director Lane, and seconded by Director Burgis, the Board voted unanimously to approve Item C-2-c:

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

Directors Absent: None.

CFO, Debra Auker summarized the amounts contributed to the reserve fund and appropriated out to projects included in the staff report. Jeff Rasmussen, Assistant CFO, gave a brief overview via PowerPoint, of the asset management study.

3. ACQUISITION, STEWARDSHIP & DEVELOPMENT DIVISION

- a. Authorization to Enter Into an Option, Purchase and Sale Agreement and Transfer and Appropriate Funds for the Acquisition of 362.33± Acres of Real Property from Wiedemann Ranch, Inc.: Bishop Ranch Open Space Regional Preserve
Resolution No. 2015 – 09 – 256 (attached)

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

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

Directors Absent: None.

Liz Musbach, Land Acquisition Manager brought forward this acquisition for several reasons that were highlighted in the staff report and in the PowerPoint presentation. Musbach oriented the Board via the map of the surrounding subject property. Director Lane asked about Big Canyon and the possibility of access onto this property. Musbach said not recently. Lane asked about the mileage on the eastern edge. San Ramon Vice Mayor sent a message to Lane that the San Ramon Council is supportive of this purchase and open space.

- b. Authorization of an Exception to the CalPERS 180-Day Wait Period, Government Code Section 7522.56 & 21224
Resolution No. 2015 – 09 – 257 (attached)

By motion of Director Sutter, and seconded by Director Lane, the Board voted unanimously to approve Item C-3-b:

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

Directors Absent: None.

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

Dania Stoneham, Recreations Unit Manager, gave a PowerPoint presentation on 2015 Drought Management. Stoneham presented an update on the status of the various drought conditions affecting operations District-wide, as well as water efficiency strategy, and plans currently in effect. Director Waespi complimented Dania and added that the District should look into recyclable water.

Director Lane asked for a report on the trail safety patrol.

5. ANNOUNCEMENTS FROM CLOSED SESSION

District Counsel Carol Victor said there are no announcements.

6. BOARD COMMITTEE REPORTS

- a. Finance Committee (5-27-2015) (Lane)

7. BOARD COMMENTS

Director Wieskamp reported on meetings attended. Director Wieskamp

- Attended Livermore Chamber of Commerce meeting;
- Attended Elected Women's meeting;

- Met with new PAC appointee Olivia Sanwong;
- Met with Mission San Jose Rotary;
- Attended Moonlight on the Mountain;
- Attended Camp Arroyo's Day in the Park;
- Attended the Finance Committee meeting;
- Commented on the Shadow Cliffs solar article;
- Invited the Board to attend the Cowboy Hootenanny at Sunol.

Director Lane reported on meetings attended. Director Lane

- Attended the Port Chicago meeting;
- Attended Senator Glazier's retirement;
- Attended the Iron Horse trail tour with Dan Cunning;
- Hiked Sycamore Valley Open Space and Las Trampas;
- Attended Camp Arroyo's Day in the Park;
- Requested the General Manager provide staff time costs for the Day in the Park event;
- Went to Vasco Caves photography reception;
- Attended Finance Committee meeting;
- Attended Moonlight on the Mountain;
- Met with Pfuehler, Dougan and Dom Dotson on the Transportation Authority.

Director Sutter reported on meetings attended. Director Sutter

- Met with John Nicholes of the Retirement Association;
- Spent some time on the Bay Trail in Oakland;
- Set up a meeting with the 5th Avenue area residence which AGM Nisbet attended on my behalf;
- Pointed out the letter in packet on the usage of cap and trade funds.

Director Waespi reported on meetings attended. Director Waespi

- Attended Ardenwood's Zydeco Festival;
- Attended the Finance Committee meeting;
- Met with Nate Miley's staff;
- Attended a Mission Peak Information day;
- Attended Botanic Garden's 75th Anniversary;
- Went to Redwood Canyon Golf Course which is continuing to improve;
- Thanked staff for replacing chemical toilets.

Director Dotson reported on meetings attended. Director Dotson

- Had one on one with GM Doyle;
- Attended the California Climate Change Symposium in Sacramento;
- Announced the Oct 3rd North Richmond Shoreline Festival;
- Attending a meeting discussed carbon trading at state office with Erich Pfuehler.

Director Burgis reported on meetings attended. Director Dotson

- Attended the Port Chicago meeting;
- Attended the Natural/Cultural Resources meeting;
- Toured Martinez, Briones and Crockett with Dan Cunning;
- Had one on one with GM Doyle;
- Toured of potential trail routes of the Iron Horse trail;
- Attended the Elected Ladies of East Contra Costa Group meeting;
- Attended Moonlight on the Mountain;
- Attended Senator Glaziers swearing in;

- Attended Camp Arroyo's Day in the Park.

Director Siden reported on meetings attended. Director Siden

- Attended the San Leandro Historical Society Meeting;
- Attending Fall EDA Membership meeting;
- Attended the Botanic Garden 75th Anniversary;
- Attended the Crab Cove Concert;
- Attending the Rotary Club Meeting at Crab Cove;
- Mentioned the Taylor Family Foundation program;
- Mentioned Doug McConnell's Open Road program;
- Announced Pat O'Brien as a new commissioner for Marin County Parks & Open Space;
- Appreciation to Carolyn Jones;
- Appreciate concern for my wife Marilyn.

D. ADJOURNMENT

The meeting was adjourned at 4:53 pm by Board President Dotson.

Respectfully submitted:

/s/ Yolande Barial Knight
Clerk of the Board