

The Board Meeting, which was held on November 1, 2016 at the East Bay Regional District, 2950 Peralta Oaks Court, Oakland, CA was called to order at 11:35 a.m. by Board President Siden.

### ROLL CALL

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

Directors Absent: None.

### PUBLIC COMMENTS:

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 1:10 by Board President Siden.

Staff Present: Carol Victor, Carol Johnson, Jim O'Connor, Bob Nisbet, Liz Musbach, Mark Ragatz, Aaron Roth, Ana Alvarez, Kelly Barrington, Brian Holt, Lt. Love, Sean Dougan, Mona Koh, John Bouyea, Alicia Gonzales, Chris Barton, Chief Anderson, Jeff Rasmussen, Anne Kassebaum, Tiffany Margulici, Michael McNally, Dania Stoneham, Neoma Lavalley, Julie Bondurant Debra Auker, Matt Graul and Kristin Kelchner.

Guests: None.

### **A. APPROVAL OF AGENDA**

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

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

Directors Against: None.

Directors Absent: None.

### **B. PUBLIC COMMENTS**

Kelly Abreu spoke about the article on page 66 of the board packet entitled 'Vargas Plateau...Looking Beyond Nimbism.'

### **D. BUSINESS BEFORE THE BOARD**

CONSENT CALENDAR

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

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

Directors Against: None.

Directors Absent: None.

- a. Approval of District Check Listing for the Period of September 19, 2016 to October 2, 2016  
Resolution No. 2016 – 11 – 277 (attached)
- b. Approval of the Minutes for the Board Meeting of October 18, 2016
- c. Authorization to Amend a Contract for Services with Placeworks Inc. for Biologic Resource Permitting Support: Concord Hills Regional Park  
Resolution No. 2016 – 11 – 278 (attached)

Director Lane inquired when the LUP would come to the Board. Brian Holt, Acting Chief of Planning & GIS, said that due to the Navy's schedule there have been delays in the biologic survey. Holt stated the LUP should come back to the Board around the fall of 2017. President Siden acknowledged the honor extended by Duke University to alumni Holt.

- d. Authorization to Accept and Appropriate Funds from the East Contra Costa County Habitat Conservancy for Habitat Enhancement and Range Management Activities, Black Diamond Mines Regional Preserve  
Resolution No. 2016 – 11 – 279 (attached)
- e. Authorization to Apply to the Contra Costa Transportation Authority for Measure J Funding for Trails in Contra Costa County: San Francisco Bay Trail  
Resolution No. 2016 – 11 – 280 (attached)
- f. Authorization to Purchase Replacement Computers from Dell Computer Corporation: Information Services Department  
Resolution No. 2016 – 11 – 281 (attached)
- g. Authorization to Release Draft Measure WW Urban Creeks Grant Program Procedural Guidelines for Public Review  
Resolution No. 2016 – 11 – 282 (attached)

Director Lane asked staff to talk about the project selection criteria. Jeff Rasmussen, AFO, replied that this is an important program in Measure WW, of which \$8 million was allotted for urban creeks. The first round of funding was for \$1.6 million. Rasmussen explained the scoring criteria and the process that he and other departmental staff used to establish the guidelines. Lane showed a map of the Alameda Creek Watershed (ACW) which highlighted the combination of wildlife resources and recreation as it relates to the ACW. The map indicated that the Park District will be able to receive applications throughout the life of Measure WW. Director Sutter asked how many rounds are contemplated. Rasmussen replied it depends on the success of this first round, and the District's own projects. Sutter asked if the rules apply to District projects. GM Doyle answered that this is like a mini local grant program, and the Board has to decide, but the regional allocation was viewed from the standpoint of district urban creek restoration. The District has expanded it to include some local grants, and this is the first test case. It is capital money

which must be used for capital projects. Sutter had questions regarding 'rounds' and agencies that will be applying and how they strategize. Rasmussen replied that there is a benefit to having a first round for agencies to know the ground rules and experience the program. Doyle commented that the other complication for the applicant is that it has to go through another agency as its partner, which is different and has yet to be tested. Sutter asked about geographic balance. Rasmussen replied that it was discussed at the Executive Committee meeting and staff is open to Board discussion. Sutter stated that there is a minimum of \$50,000 per project with no maximum. Rasmussen suggested workshops in early 2017. Lane commented that the Board can indicate whether to spread between one or two projects. Director Wieskamp stated if there are several applicants there is no reason the Board can't consider putting more money in. GM Doyle said that the Board may want to mandate a max to encourage urban creeks. Director Burgis stated that this grant program would be available and the criteria looks good. President Siden expressed his support and suggested that the District should hold 2 or 3 workshops, and include stakeholders and creek associations.

- h. Authorization to Award a Contract for Landscaping Services to BrightView Landscape Services: Peralta Oaks Administration Building and Trudeau Training Center  
Resolution No. 2016 – 11 – 283 (attached)

Director Lane asked about the current provider for the landscaping and if they re-applied. Michael McNally, Facilities Manager, replied that the Gardeners Guild is the current landscaper and they did reapply. Sutter wondered how this company was selected over other applicants. McNally answered that staff looked at their crew ratio which was 4 crews per manager, they are currently working at Shadow Cliffs and have received good reviews, and their presentation had an emphasis on native plants. Director Waespi asked if they were certified landscaper McNally replied they are.

## 2. ACQUISITION AND STEWARDSHIP DIVISION

By motion of Director Burgis, and seconded by Director Lane, the Board voted unanimously to approve item 2a.

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

- a. Authorization to Transfer and Appropriate Funds for Acquisition of the 191.45± Acre Moller Ranch Property from the Antioch Unified School District: Black Diamond Mines Regional Preserve  
Resolution No. 2016 – 11 – 284 (attached)

Liz Musbach, Chief of Land Acquisition presented a PowerPoint seeking to authorize the final appropriation of funds for this project. Reasons to acquire this property: to complete the northern entrance into Black Diamond Mines, it contains habitat known to support rare and endangered species, there are opportunities to develop regional and neighborhood trail connections, and it includes some potential historic structures that could lend themselves for educational and interpretive programming. Musbach gave a detailed presentation highlighting the history, the background, and intended uses. GM Doyle stated that once the District was able to take over this property from the school district vandalism and trespassing decreased due to the property being cleaned up and regular security at the site. Directors complimented staff on this acquisition.

By motion of Director Burgis, and seconded by Director Sutter, the Board voted unanimously to approve item 2b.

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

Directors Against: None.

Directors Absent: None.

- b. Authorization to Exercise the Option, Purchase and Sale Agreement and Accept, Transfer and Appropriate Funds for the Acquisition in Partnership with the East Contra Costa County Habitat Conservancy of 199.43± Acres of Real Property from the Coelho Machado Family Limited Partnership, a California Limited Partnership: Vasco Hills Regional Preserve  
Resolution No. 2016 – 11 – 285 (attached)

John Bouyea, Senior Land Acquisition Specialist, gave a PowerPoint presentation explaining that this acquisition which will extend the boundary, connect with another park, and preserve open space.

Abbey Fatemen, Executive Director ECCC Habitat Conservancy thanked the land acquisition staff as well as the Vasco Hills/Vernal Pools staff for all of their work. Directors Sutter and Siden thanked the HCP and all of the granting agencies partners. Director Wieskamp remembered Ted Radke and all of the time he has spent working on this Conservancy.

By motion of Director Waespi, and seconded by Director Wieskamp, the Board voted unanimously to approve item 2c.

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

Directors Against: None.

Directors Absent: None.

- c. Approval of the Point Pinole Regional Shoreline Land Use Plan Amendment for the O'Neill/Carr Property and Naming of Park Features: Point Pinole Regional Shoreline  
Resolution No. 2016 – 11 – 287 (attached)

Bob Nisbet, AGM ASD, introduced Chris Barton, Environmental Programs Manager and Project Manager for the Breuner Marsh restoration project. Barton showed photographs, maps, provided history and an overview of this project which began in 2008, and is scheduled for completion in late spring 2017.

Julie Bondurant, Principal Planner, stated that the Board Executive and the Park Advisory Committee approved the staff recommendation to name the park Dotson Family Marsh. Bondurant explained the naming of all the sites and the trails that encompass Pt. Pinole Regional Shoreline. Namings are consistent with the District's naming policy as well as Richmond's policies. Director Sutter asked about the name China Clipper Spur Trail. Bondurant replied that at the Park Advisory Committee (PAC) meeting it was recommended and voted unanimously by the PAC that it be named the China Clipper Spur Trail. President Siden added that it would be good to have interpretive signs that won't disappear. Director Lane asked for clarification on where the Giant Marsh ends and the Dotson Family Marsh begins. Barton explained. President Siden commented on the historic nature of the clipper.

Ellen Barth, speaking on behalf of CESP, congratulated the Board on the name change to Dotson Family Marsh. Barth asked if there will there be a bike rack at this site. Barton said there will be bike racks in the new staging area and bikes can be ridden on the trail.

By motion of Director Dotson, and seconded by Director Burgis, the Board voted unanimously to approve item 2c.

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

- d. Authorization to Award a Contract to Parsons Brinkerhoff, Inc. for Construction Management Services for the Pinole Shores to Bayfront Park Project: San Francisco Bay Trail  
Resolution No. 2016 – 11 – 286 (attached)

Sean Dougan, Trail Manager, went over this project briefly as he had already presented at the October 18 Board meeting. Dougan explained the criteria for choosing this contractor. Director Lane expressed that large projects need to be aesthetically pleasing as well as utilitarian. Director Sutter asked if there is a provision if it takes longer. Dougan said there is a 10% contingency.

### 3. BOARD AND STAFF REPORT

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

GM Doyle commented on items on the report. Director Sutter asked who pays litigation costs for the Albany Bulb. Bob Nisbet. AGM ASD replied that it was not specifically outlined who will pay. Albany is the lead agency for environmental review. Director Sutter asked about on leash vs off leash dogs. The MOU says that prior to the two parties entering into a long term operating agreement there would be an area set aside for dogs either on or off leash, or no dogs. Director Wieskamp and GM Doyle thanked Brian Holt for his presentation at Carnegie. Wieskamp said that several Friends of Tesla apologized on behalf of the commission for how Holt was treated. Director Sutter asked if there will be a lawsuit and GM Doyle said it is possible. Director Lane talked to the interpretive ranger doing the EIR materials who indicated there was discussion in Sacramento about ending this commission and having OHV go to the State Parks Commission. Director Burgis commented that her children are dirt bikers and she has experienced a family community in this park. She encouraged the Board to figure out ways to help in an environmental conscious way. Director Burgis stated that the District needs to protect open space, and she hoped the Board would consider that this is a sport many people enjoy. President Siden asked about the plan to protect the environment and what are they doing to preserve the beauty of the hill and the culture of the town. Holt mentioned that the plan is to manage erosion and close down bootleg trails. GM Doyle said the state bought this property sight unseen. This site is a historical mining town with endangered species and cultural artifacts. Holt provided the Board the history of this acquisition.

District Counsel Victor announced that the Supreme Court denied review of the 3 Quarry appeals concerning the Borel property affirming that transfer to the Park District has been upheld. GM Doyle announced that the police received an Award of Distinction from Assemblyman Rob Bonta for replacing stolen bicycles. Chief Anderson acknowledged Officer Ryan for his leadership on this project.

#### 4. GENERAL MANAGER'S COMMENTS

Jim O'Connor, AGM Operations introduced Dania Stoneham, Recreation Areas Unit Manager. Stoneham's gave a PowerPoint presentation entitled, *2016 Drought Update and Water Efficiency Projects*.

Stoneham has led an effort on drought recovery and water conservation efforts. She explained that projections for water precipitation for this year are unpredictable. Last year the District instituted a 25% voluntary reduction and realized a 27% reduction. In June 2016. The District reduced 26% water usage based on the 2013 numbers. Staff began looking at different water efficiency projects, instituting turf alternative projects and turf elimination projects.

Director Waespi asked if any grants have been received for using recycle water. Stoneham replied that Crown Beach will receive \$15,000 from EBMUD, and the District is looking into using recycled water at Shadow Cliffs. Director Lane asked if staff has been encouraged to come up with projects, especially improving water efficiency at Redwood Canyon Golf Course. O'Connor said the District is still finalizing a contract with contractors, and as soon as it is complete, the irrigation project at Redwood Canyon Golf Course will move forward. President Siden complimented staff at Tilden on their water efficiency. Director Wieskamp congratulated staff and commented it is great for the public to see that the District is using drought resistant plantings that are attractive. GM Doyle complimented staff and encouraged creativity on projects.

President Siden asked if in the future the Board could be notified in advance about Urban Shield exercises occurring in District parks. President Siden also inquired about the trail being closed at the top of Fairmont Ridge. Chief Anderson said that the District shut down a portion of that trail for safety purposes.

#### 5. ANNOUNCEMENTS FROM CLOSED SESSION

District Counsel Victor announced that by a vote of 7 – 0 the Board of Directors elected Eddie Kreisberg to be the District's lead negotiator for upcoming labor negotiations with AFSCME Local 2428.

#### 6. BOARD COMMITTEE REPORTS

a. Executive Committee (10/14/16) (Siden)

President Siden asked for a presentation to the Board on the paving program. AGM O'Connor will prepare. Director Sutter had a question on the fund for paving. Debra Auker, AGM F&MS/CFO said that staff will clarify the fund when the Budget is brought before the Board.

b. Operations Committee (08/18/16) (Sutter)

President Siden commended Mimi Waluch, Business Services Manager, for her work on the approval process for the caterers for the Districts Reservable Facilities.

#### 7. BOARD COMMENTS

President Siden reported on meetings attended. President Siden

- Attended the Operations Committee meeting;
- Attended the District's Annual Service Awards;
- Attended the Friends of San Leandro Creek meeting;
- Attended the Executive Committee meeting;
- Interviewed by Doug McConnell;

- Attending the Delta Science Conference;
- Attending the Regional Parks Foundation Retreat.

Siden is interested in the District's continuation of recognizing its own history.

Director Lane reported on meetings attended. Director Lane

- Attended the 75<sup>th</sup> Anniversary of the Brazilian Room;
- Attended the Park Presenters meeting at Peralta Oaks;
- Attended and finalized the Historic Symposium;
- Attended the Grazing Dinner;
- Attended the Tri-Valley Mayors Summit;
- Attended the Board Field Trip tour;
- Attended the Mt. Diablo Annual Interpretive meeting.

Director Waespi reported on meetings attended. Director Waespi

- Attended the 75<sup>th</sup> Anniversary of the Brazilian Room;
- Attended the District's Annual Service Awards;
- Attended the Finance Committee meeting;
- Attended the Board Field Trip tour.

Director Burgis reported on meetings attended. Director Burgis

- Attended the John Marsh Historic Trust Pioneer Days;
- Attended the Richmond Liaison Committee meeting;
- Attended the Finance Committee meeting.

Director Wieskamp reported on meetings attended. Director Wieskamp

- Attended the 75<sup>th</sup> Anniversary of the Brazilian Room;
- Attended the Operations Committee meeting;
- Attended the District's Annual Service Awards;
- Attended the Grazing Dinner;
- Attended the Finance Committee meeting;
- Attended the Tri-Valley Mayors Summit;
- Attended the Board Field Trip tour.

Director Sutter reported on meetings attended. Director Sutter

- Attended the Operations Committee meeting;
- Attended the District's Annual Service Awards;
- Attended the Board Field Trip tour;
- Interviewed by Laura McCreery;
- Rode the Ardenwood Haunted Train with his granddaughter.

Sutter argued that the District establish a dog policy at McCosker before it is opened to the public noting that McCosker is next to Huckleberry Preserve and Sibley. Due to the fragile nature of the Preserve, dogs are prohibited however at Sibley Regional Park dogs are permitted. These parks will become connected.

Sutter complimented staff on following up and getting Measure BB grants.

Director Dotson reported on meetings attended. Director Dotson

- Attended the Climate Strategies Forum;
- Attended the Richmond Liaison Committee meeting;
- Attended the Board Field Trip tour;
- Attending the Executive Committee meeting;
- Attending the Bay Delta Science Conference.

## **8. PUBLIC COMMENTS**

Kelly Abreu talked about several topics: Urban Shield, Fremont Liaison meeting, Mission Peak, CalTrans and Public Safety. William Yragui, [www.missionpeakconservancy.net](http://www.missionpeakconservancy.net), talked about opening Vargas to bikers and pedestrians.

## **E. ADJOURNMENT**

The meeting was adjourned at 4:59 pm by Board President Doug Siden.

Respectfully submitted:

/s/ Yolande Barial Knight  
Clerk of the Board