

The Board Meeting, which was held on December 6, 2016 at the East Bay Regional District, 2950 Peralta Oaks Court, Oakland, CA was called to order at 11:45 a.m. by Board President Lane.

ROLL CALL

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

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 1:00 p.m. by Board President Siden.

Staff Present: Robert Doyle, Ana Alvarez, Carol Victor, Carol Johnson, Jim O'Connor, Bob Nisbet, Liz Musbach, Jason McCrystle, Mark Ragatz, Aaron Roth, Kelly Barrington, Alan Love, Mona Koh, Alicia Gonzales, Debra Auker, Anthony Ciaburro, Bill Zenoni, Jeff Rasmussen, Tiffany Margulici, Linda Wu, Julie Bondurant, Anne Kassebaum, Brian Holt, Deborah Spaulding, Alicia Gonzales, Michael McNally, Raphael Breines, Pam Burnor, Nadine Vargas, Sara Rieck, Dan Cuning, Suzanne Lusk, Michael Reeves, Carolyn Jones, Kelly Barrington, Sandra Hamlet, Matt Graul, Kristina Kelchner, Mark Pearson, Steve Castile and Michelle Strawson O'Hara

Guests: Gordon Gravelle, Suncrest Homes

President Siden called for a moment of silence in honor of the victims of the devastating Ghostship fire in Oakland.

A. APPROVAL OF AGENDA

By motion of Director Wieskamp, and seconded by Director Sutter, the Board voted unanimously to approve the agenda with the removal of Item k.

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

Jonathan Goodwin a Canyon resident, expressed concern about the Board's disregard for environmental issues and stakeholders concerns and mentioned projects at Nike and Vargas Plateau. Erik Olafsson a Canyon resident handed out comments to the Board to be included into the final board packet. Olafsson requested that an EIR level document be done at the McCosker property. Karen Pickett a resident of Canyon said that the community welcomes the idea of the stream restoration but doesn't support a campground and stated that Canyon input is not on record. Pickett requested that an EIR be done at this property. Letters from Canyon residents were submitted to the Board. Linus Euckel of the John Muir Land Trust presented two framed pictures depicting Franklin Canyon in recognition of Directors Sutter and Siden's retirements from the EBRPD Board.

C. BUSINESS BEFORE THE BOARD

CONSENT CALENDAR

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

- a. Approval of District Check Listing for the Period of October 17, 2016 to November 6, 2016
Resolution No. 2016 – 12 – 301 (attached)
- b. Approval of the Minutes for the Board Meeting of December 15, 2016
- c. Authorization to Enter into a Contract Renewal with United States Department of Agriculture-Animal and Plant Health Inspection Service: Wildlife Services to Conduct Predator Damage Management to Protect Federal and State-Listed Species: District-Wide
Resolution No. 2016 – 12 – 302 (attached)
- d. Authorization to Transfer and Appropriate Funds for Land Acquisition Department Projects
Resolution No. 2016 – 12 – 303 (attached)
- e. Acceptance of the East Bay Regional Park District Investment Report for the Quarter Ended September 30, 2016
Resolution No. 2016 – 12 – 304 (attached)
- f. Acceptance of the Third Quarter 2016 General Fund and Other Governmental Funds Financial Report
Resolution No. 2016 – 12 – 305 (attached)
- g. Approval of Revisions to the Balanced Budget Policy
Resolution No. 2016 – 12 - 306 (attached)

- h. Authorization to Apply for Funding from the Urban Forestry Grant Programs entitled “Urban Forest Expansion and Improvement” and “Urban Wood and Biomass Utilization” as provided through the California Greenhouse Gas Reduction Fund, District Wide
Resolution No. 2016 – 12 – 307 (attached)
- i. Authorization to Accept Final Insurance Payment for the Tilden Equipment Shop Fire
Resolution No. 2016 – 12 – 308 (attached)
- j. Authorization to Purchase Three Ford Pursuit Utility Vehicles from Folsom Lake Ford
Resolution No. 2016 – 12 – 309 (attached)
- k. Approval of Contract Renewal of Two Sole Source Agreements for Helicopter Engine Maintenance with Safran Helicopter Engines USA, Inc.
Resolution No. 2016 – 12 – 310 (attached)
- l. Authorization to Continue Agreement with Contra Costa County to Maintain the District’s Radio Communications System
Resolution No. 2016 – 12 – 311 (attached)
- m. Authorization to Award Contract to the San Francisco Chronicle to Print, and Authorization to Distribute Regional in Nature Activity Guide
Resolution No. 2016 – 12 – 312 (attached)

Director Sutter requested additional information on the previous years’ costs for advertising and the circulation. Carol Johnson, AGM Public Affairs, gave the figures for the previous years’ costs explaining the number of publications and the circulation.

- n. Authorization to Commence Process to Fill Ward 7 Board Member Vacancy by Appointment
Resolution No. 2016 – 12 – 313 (attached)

President Siden announced that due to Director Burgis’ recent election to the Contra Costa County Supervisors the District will begin the process of replacement of her seat.

2. FINANCE AND MANAGEMENT SERVICES DIVISION

FIRST PUBLIC HEARING

- a. East Bay Regional Park District 2017 Proposed Operating and Projects Budget Adoption of
Resolution No. 2016 – 12 – 314 (attached)

GM Doyle, stated that this is a balanced budget, it provides 21 new staff positions from budget growth, provides growth in infrastructure maintenance, and it also contains most, if not all of the budget priorities for the Board. Doyle commented that Debra Auker, AGM Finance and her staff, have done a great job in putting together a complete budget document. Auker presented the proposed budget at this first public hearing explaining the process of creating the budget beginning with Board workshops in the spring. Revenue projections and a base budget are created to forecast potential District growth. Finance meets

with Divisions, and the GM and DGM to evaluate requests and review financial policies. This budget has come before the Finance and the PAC committee's which recommended review to the full Board.

Director Sutter asked why the election costs are not in this budget. Auker replied that there are reserves, and when the bills are received from Alameda and Contra Costa counties Election Dept. staff will return to the Board and request drawing down on the reserves. Director Sutter asked in the initiatives will there be adequate funding for additional employees and anticipating this in the budget or will there be midyear adjustment. Auker stated that staff will evaluate it during the Public Safety reorganization.

President Siden opened the public hearing asking if there were any public speakers. Hearing none, the public hearing was closed.

Director Waespi thanked the Finance staff. Waespi noted it is good that the District is able to hire new staff and continues to fund infrastructure maintenance and upgrades. Directors Wieskamp and Lane commented that being transparent is important, and it is good to see the District going through performance measures. Wieskamp commended the Finance staff on a job well done. Lane stated that since the Las Trampas LUP Amendment is for the southern access it is the correct mileage which allows Caltrans to put a Las Tramps sign on I-680. Lane then added that Public Safety needs to talk more and include in the budget what they do to educate visitors and keep them safe. President Siden commented that the Encinal Beach has been renamed the Brinkwater Beach. President Siden inquired about the helicopter hours flown and if hours have been increased since the recession. Public Safety will get back to the Board.

2. ACQUISITION, STEWARDSHIP AND DEVELOPMENT DIVISION

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

- a. Authorization to Accept from the Regional Parks Foundation Fee Title Interest in 50.0± Acres of Real Property to be Donated by Antioch Holdings, LLC, and Transfer and Appropriate Funds for Associated Costs: Black Diamond Mines Regional Preserve
Resolution No. 2016 – 12 – 315 (attached)

Liz Musbach, Chief of Land Acquisition, is pleased to accept the donation to the Regional Parks Foundation for immediate pass through to the District. Gordon Gravelle, lead partner with Suncrest Homes was present in the audience. Musbach gave a PowerPoint presentation of the subject property. Director Lane asked how far up does the paved road go, Musbach discussed the slide explaining the importance of this road for access. GM Doyle thanked Mr. Gravelle and Suncrest for their generosity. Mr. Gravelle had remarks on the history of this property going back to 1987. Director Wieskamp and Burgis expressed their appreciation.

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

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 Enter into an Option, Purchase and Sale Agreement and Transfer and Appropriate Funds for the Acquisition in Partnership with the East Contra Costa County Habitat Conservancy of 80± Acres of Real Property from Ricci Joseph Campos, Michelle Campos, and David Fitzpatrick: Byron Vernal Pools
Resolution No. 2016 – 12 – 316 (attached)

Linda Wu, Land Acquisition Specialist, presented a PowerPoint presentation of the subject property and provided different views of the property. She stated funding will come from other sources. Director Burgis asked if this is one of the properties that will allow the District to construct a staging area. GM Doyle responded that it is cumulative and it depends on what District's choice. Director Lane asked if all the concrete will be removed. GM Doyle replied that some may be removed and some will be retained.

By motion of Director Sutter, and seconded by Director Siden, the Board voted unanimously to approve the Item b.

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

Directors Against: None.

Directors Absent: None.

- c. Authorization to Enter Into a Memorandum of Understanding with the U.S. Army Corps of Engineers for Acceptance of a Portion of the Oakland Inner Harbor Tidal Canal and to Transfer and Appropriate Funds for Related Acquisition Expenses: San Francisco Bay Trail
Resolution No. 2016 – 12 – 317 (attached)

Michael Reeves, Land Acquisition Specialist, oriented the Board to the location via a PowerPoint presentation. Reeves presented the history of the proposed acquisition. The property will be transferred to the District at no cost and is suitable for transfer by the court. Director Sutter commented that this has been in the works for a long time and complimented staff stating this is a critical link in the Bay Trail going across three bridges. Director Burgis commented that since the Army Corps and BCDC are involved, it will be a challenge. Burgis asked about the policing issues. Reeves answered there is a task force which the Coast Guard heads to address abandoned vessels. Director Lane commented on obtaining a Tiger grant to complete trail sections and that this project should qualify and be shovel ready. GM Doyle said if there is a Tiger program, the District will apply for a grant. Director Waespi stated that this is a great acquisition. This is an area where the District has ownership, but doesn't control what would happen if there is a spill. Carol Victor, District Counsel, said the state and federal resource agencies have a program and the District assists in clean up. She continued, that costs are typically recoverable from the responsible party. Vice President Lane took over the gavel to allow Director Siden to second. After the motion and second, Director Lane ceded the gavel to President Lane.

By motion of Director Sutter, and seconded by Director Dotson, the Board voted unanimously to approve Item c.

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

Directors Against: None.

- d. Temporary Modification of Ordinance 38 to Prohibit Dogs on the McCosker Loop Trail on the McCosker Parcel: Robert Sibley Volcanic Regional Preserve
Resolution No. 2016 – 12 – 318 (attached)

Bob Nisbet, AGM Finance & Management Services, stated this is a temporary modification to prohibit dogs on McCosker. Nisbet presented the background with the recommendation to prohibit dogs at McCosker before the park opening. There is an Ordinance 38 exception regarding dogs being on leash in certain areas and he called out the exceptions and then called out item f which allows the Board to designate specific parks or areas where no dogs are allowed.

Director Sutter commended staff for examining this issue and coming up with a sensible recommendation.

By motion of Director Burgis, and seconded by Director Lane, the Board voted unanimously to approve the Item d.

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

- e. Approval to Rename the Martinez Regional Shoreline to Ted and Kathy Radke Martinez Regional Shoreline: Martinez Regional Shoreline
Resolution No. 2016 – 12 – 319 (attached)

Julie Bondurant, Principal Planner, provided the history of both Ted and Kathy Radke who are the subject of this renaming. Members of the Radke Family and the Vice Mayor of Martinez spoke expressing their gratitude for this honor.

Director Dotson left the meeting at this time.

3. BOARD AND STAFF REPORT

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

GM Doyle commented on items in the report

4. GENERAL MANAGER'S COMMENTS

GM Doyle introduced Jim O'Connor who introduced Steve Castile and Debra Auken introduced Michelle Strawson O'Hara.

5. ANNOUNCEMENTS FROM CLOSED SESSION

District Counsel Victor announced that there are no announcements.

6. BOARD COMMITTEE REPORTS

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|-------------------------|------------|----------|
| a. Operations Committee | (09/15/16) | (Sutter) |
| b. Operations Committee | (10/20/16) | (Sutter) |
| c. Executive Committee | (11/04/16) | (Siden) |

7. BOARD COMMENTS

Director Siden reported on meetings attended. Director Siden

- Attended the Martin Luther King birthday celebration;
- Attended the San Leandro Historical Society-Kent presented to the society;
- Attended the ACSDA membership meeting;
- Attended the Workforce Diversity Committee;
- Attended the EB-EDA General Consulate Luncheon in San Francisco;
- Attended the Friends of San Leandro Creek event that honored Siden;
- Attended the Bay Delta Science Conference in Sacramento;
- Attended the Elihu Harris Lecture Series;
- Attended Dan McCormick's retirement;
- Attending Restore America's Estuaries Conference in New Orleans;
- Attended Alameda's celebration of the China Clipper.

Siden commended Sukari Beshears and Bismarck Blanco for their work.

Director Lane on meetings attended. Director Lane

- Attended the Natural Cultural Resources Committee;
- Attended the Executive Committee meeting;
- Attended the Sibley Land Use Plan meeting;
- Attended the PAC Holiday Dinner;
- Attended Dan McCormick's retirement;
- Met with incoming Director Dee Rosario;
- Attended Sutter/Siden Retirement Reception;
- Attending special event at Bishop Ranch;
- Attending Mark Ragatz retirement party.

Lane rode the Christmas Tilden Merry-Go-Round and complimented Operations for refurbishing the animals. Hiked Las Trampas, thanked everyone for their well wishes. Attended Pleasant Hill Park & Recreation District Retirements for Sterrett, Durant, and Donahue.

Director Waespi reported on meetings attended. Director Waespi

- Attended the Operations Committee meeting;
- Attended the Finance Committee meeting;
- Attended the November PAC meeting;
- Attended the Sutter/Siden Retirement Reception;

Waespi acknowledged Mark Ragatz last Board meeting.

Director Burgis reported on meetings attended. Director Burgis Burgis said that there are 49 salmon in Marsh Creek! January 2 will be her first day on the City council, and the last day on the District's Board. Swearing in will be by retired Congressman George Miller on January 10, 2017 at 9:00 am.

Director Wieskamp reported on meetings attended. Director Wieskamp

- Attended the Operations Committee meeting;
- Met with incoming Director Ellen Corbett;
- Attended the Finance Committee meeting;
- Chaired the LAFCo Committee meeting;
- Attended the PAC Holiday dinner;
- Attended the Sutter/Siden Retirement Reception;

Wieskamp acknowledged of Bob Coomber's election to Livermore City Council.

Director Sutter reported on meetings attended. Director Sutter

- Attended the Sutter/Siden Retirement Reception;
- Attended Sibley Land Use Plan;
- Attended Natural Cultural Resources;
- Met with incoming Board Director Dee Rosario;
- Attended the PAC dinner;
- Attended the SF Bay Restoration Authority meeting;

8. PUBLIC COMMENTS

Kelly Abreu suggested that the District supply drinking water at Mission Peak.

E. ADJOURNMENT

The meeting was adjourned at 5:00 pm by Board President Doug Siden.

Respectfully submitted:

/s/ Yolande Barial Knight
Clerk of the Board