

The Board Meeting, which was held on May 1, 2018 at the East Bay Regional District, 2950 Peralta Oaks Court, Oakland, CA 94605 was called to order at 11:05 a.m. by Board President Dennis Waespi.

ROLL CALL

Directors Present: Dennis Waespi, President
Ayn Wieskamp, Vice President
Dee Rosario, Secretary
Ellen Corbett, Treasurer
Beverly Lane
Colin Coffey
Whitney Dotson

Directors Absent: None.

The **Open Session** of the Board Meeting was called to order at 1:15 p.m. by President Waespi.

All board members present for the Open Session.

Staff Present: Robert Doyle, Ana Alvarez, Carol Victor, Jim O'Connor, Debra Auker, Bob Nisbet, Carol Johnson, Alan Love, Michael Reeves, Anne Kassebaum, Lance Brede, Sean Dougan, Tiffany Margulici, Suzanne Wilson, Eri Suzuki, Dave Mason, Deborah Spaulding, Shun Yu, Kim Balingit, Ruby Tumber, Erich Pfuehler, Brian Holt, Patty Gershaneck, Suzanne Lusk, Jason McCrystle, Anthony Ciaburro, Matt Graul, Mona Koh, Lisa Baldinger, Rachel Sater, Sean Connolly, Steve Castile, Kristina Kelchner

Guest: Tim Seufert, NBS and Sky Woodruff, Meyers Nave

A. APPROVAL OF AGENDA

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

Directors For: Colin Coffey, Ellen Corbett, Whitney Dotson, Beverly Lane, Dee Rosario, Dennis Waespi, Ayn Wieskamp.

Directors Against: None.

Directors Absent: None.

B. PUBLIC COMMENTS

Marie Grisham, Tri City Sports Association, gave the status of the equestrian area at the Radke Martinez Shoreline. Grisham said it has great support from the public and she commended Dave Kendall, Park Supervisor and staff for their help. The Grand Opening is this weekend with the first official horse show on May 12. The Club is excited, and thanked the Board for having faith in them.

C. BUSINESS BEFORE THE BOARD

I. CONSENT CALENDAR

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

Directors For: Colin Coffey, Ellen Corbett, Whitney Dotson, Beverly Lane, Dee Rosario,
Dennis Waespi, Ayn Wieskamp.
Directors Against: None.
Directors Absent: None.

- a. Approval of District Check Listing for the Period of March 19, 2018 to April 1, 2018
Resolution No. 2018 – 04 – 083 (attached)
- b. Approval of the Minutes for the Board Meeting of April 17, 2018
Resolution No. 2018 – 04 – 084 (attached)
- c. Authorization to Negotiate with Various Property Owners
Resolution No. 2018 – 04 – 085 (attached)
- d. Item d has two resolutions
 - a) Authorization to Complete a Lot Line Adjustment with Rhein T. Santos and Norma Santos, as Co-Trustees of the Rhein T. and Norma Santos Living Trust, U/A dated January 13, 2010, in Order to Convey Real Property to Cure Encroachments on Park District Land: Pleasanton Ridge Regional Park
Resolution No. 2018 – 04 – 086 (attached)

Director Rosario asked a question referencing the staff report (p. 25) on land conveyance and the exemptions. GM Doyle explained this is a slightly different process, and will have staff provide the Director with more background.

- b) Authorization to complete a Lot Line Adjustment with Louise W. Throop, U/A dated January 13, 2010, in Order to Convey Real property to Cure Encroachments on Park District Land: Pleasanton Ridge Regional Park
Resolution No. 2018 – 04 – 087 (attached)

Director Wieskamp commended staff on the lengthy process that was undertaken to work with Mrs. Throop on this lot line adjustment. GM Doyle acknowledged Suzanne Lusk and her work on this project.

- e. Authorization to Execute an Agreement for Actuarial Services Related to Retirement Costs with Van Iwaarden Associates
Resolution No. 2018 – 04 - 088 (attached)
- f. Authorization to Accept and Appropriate Grant Funds from the State Coastal Conservancy for Water Trail Access & Shoreline Improvements: Point Isabel Regional Shoreline
Resolution No. 2018 – 04 - 089 (attached)
- g. Authorization to Purchase Five Chevrolet All-Electric and Hybrid Vehicles from Winner Chevrolet for Vehicle Replacements and an Addition to the Fleet
Resolution No. 2018 – 04 – 090 (attached)

Director Corbett asked for a brief report. Jim O'Connor, AGM of Operations, reported on these vehicles. Staff recently installed 8 charging stations at Peralta Oaks. The District is changing out electrical vehicles and moving to hybrids. Director Corbett congratulated staff on this process and stated board members have been interested in converting the vehicles. Director Corbett asked about the plan for installation of additional charging stations. GM Doyle explained that at Coyote Hills the District plans will build additional charging stations into the design. O'Connor added that Dr. Alvarez has asked staff to put together a green fleet plan and the necessary infrastructure will be included. GM Doyle stated the Regional Park Foundation is working to get public charging stations into the parks.

- h. Resolution to Support SR 100 –100th Anniversary of Save the Redwoods League
Resolution No. 2018 – 04 - 091 (attached)
- i. Resolution to Support AB 1918 (Garcia D-Coachella) – Office of Sustainable Outdoor Recreation
Resolution No. 2018 – 04 - 092 (attached)

Director Corbett asked if there are any suggestions on what the Board could do to foster this work. Erich Pfuehler, Government Affairs Manager, said that having board members to facilitate the follow up would be helpful. Corbett added that she thinks the Board would appreciate being a part of the process.

- j. Resolution to Support AB 2551 – Forest and Wildland Health Improvement and Fire Prevention Program (Wood D-Healdsburg)
Resolution No. 2018 – 04 - 093 (attached)
- k. Resolution to Support AB 2614 – Transportation for Disadvantaged Youth to Experience the Outdoors (Carrillo D-Los Angeles)
Resolution No. 2018 – 04 - 094 (attached)
- L. Resolution to Support Regional Measure 3
Resolution No. 2018 – 04 - 095 (attached)

Director Lane is interested in the funding for Regional Measure 3. Erich Pfuehler, Government Affairs Manager, explained that the District supports enabling this legislation because it will provide the ability to increase Bay Trail money from \$30 million to \$150 million. GM Doyle added that there was a full court press to have bicycle funding in the measure. Director Wieskamp commented that there is a lot of concern for the overall bill in Tri Valley. Both Directors Lane and Wieskamp have the same concern for this measure however as their role as board members they will support the bill for the trails.

- m. Resolution to Support SB 1015 – California Climate Resiliency Program (Allen D-Santa Monica)
Resolution No. 2018 – 04 - 096 (attached)
- n. Resolution to Support SB 1401 – Climate Adaptation Information Clearinghouse (Wieckowski D-Fremont)
Resolution No. 2018 – 04 – 097 (attached)

President Waespi thanked Senator Wiecowski for his support of parks.

- o. Approval of Appointment of Sharon Corkin to the Park Advisory

Committee

Resolution No. 2018 – 04 - 098 (attached)

President Waespi congratulated and welcomed Sharon Corkin on her appointment to the Park Advisory Committee.

2. ACQUISITION, STEWARDSHIP & DEVELOPMENT DIVISION

- a. Adoption of a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for the San Francisco Bay Trail at Point Molate and Approval of the Project: San Francisco Bay Trail
Resolution No. 2018 – 04 -099 (attached)

By motion of Director Dotson, and seconded by Director Coffey, the Board voted unanimously to approve **Item 2a**.

Directors For: Colin Coffey, Ellen Corbett, Whitney Dotson, Beverly Lane, Dee Rosario, Dennis Waespi, Ayn Wieskamp.

Directors Against: None.

Directors Absent: None.

Suzanne Wilson, Senior Planner, introduced this item offering history and context on the original agreement. The Park District is funding this phase of the trail which includes a full design and environmental services. Wilson walked the board through this process adding there will be shortfall of \$6.5 million. Wilson said should the District not come up with the full amount; two projects have been identified that can be started. Staff is looking at completion for project in 2020. Director Wieskamp was impressed that we are beginning this project and it will be nice for the city of Richmond to have access to this area and best wishes to staff on finding the money. Corbett asked about fencing the trail on both sides and Wilson replied there was a proposal to expand the width of the trail, so a fence wouldn't be needed. Coffey commented on the email from Bruce Beyear that suggested the District is making a mistake. GM Doyle said there is funding that is required, and staff will respond to Beyear. Director Lane would like to be sure that any interpretive signage includes the Chinese Shrimp Camp, Winehaven, and the Terminal. Wilson stated she is working with a volunteer from the Richmond Historical Society who is interested in providing context.

3. FINANCE AND MANAGEMENT SERVICES DIVISION

- a. Approval of Resolution of Intention to Establish a Community Facilities District to Fund an Extension of Measure CC for Services, Maintenance and Improvements of Trails, Parks and Open Space and to Authorize the Levy of Special Taxes: East Bay Regional Park District Zone I Area
Resolution No. 2018 – 04 -100 (attached)

By motion of Director Dotson, and seconded by Director Rosario, the Board voted unanimously to approve the **Item 3a**.

Directors For: Colin Coffey, Ellen Corbett, Whitney Dotson, Beverly Lane, Dee Rosario, Dennis Waespi, Ayn Wieskamp.

Directors Against: None.

Directors Absent: None.

GM Doyle said this is a very important step in the extension of Measure CC. Doyle stated that there are

several ways to establish the funding mechanism, and staff is doing what is believed to be the most transparent and procedurally correct, which includes additional steps in the public process. The Community Facilities District (CFD), is considered the strongest under the law and makes those steps clear. Deborah Spaulding, AFO, introduced Tim Seufert, NBS and Sky Woodruff, Meyers Nave, Spaulding offered context about the current procedure of this what? \$12/year special excise/personal tax passed in 2004. Spaulding noted that this is the first CFD that will be voter approved. Spaulding went through the Steps of the CFD Formation Process. The funding would be used for police and fire protection, park and open space maintenance, and infrastructure improvements. For the voters, this formation will act and look the same as current. Spaulding said the next step is to publish the notice of the public hearing for June 5 in the newspapers before May 29. Director Rosario asked if the CFD is contingent on Measure CC passing. Spaulding said that the public vote is part of the Measure CC and they are one in the same. Rosario asked how the public is notified. Carol Victor, District Counsel, said the notice is published in the newspaper. Director Corbett appreciated the fact that this is a clear process which does not change anything, and therefore the public sees that the District is keeping its promise to the voters. Corbett asked to get a copy of the slide presentation as well. GM Doyle said that this measure will provide over 11 union positions that are ongoing, and will give the District the ability to hire staff which is crucial for maintaining the parks. The recommendation for the extension is for 20 years because it gives staff enough time to get projects done, and time for the public to recognize that the District has completed projects. Director Lane said that the slide show talked about the charges, and what properties the District is not placing this parcel tax on, and she would like staff to elaborate. Spaulding said that the CFD allows the tax to be structured in a very specific way and she went over the structure and rate.

Sky Woodruff, partner at Meyers Nave, explained the CFD structure. Woodruff explained the difference and the rationale to the Board. Director Corbett stated that this translates to access to our parks. Director Wieskamp said the important thing to remember is that this is a continuation. Lane asked when could the Board look to change the extension time of 20 years. Carol Victor, District Counsel, said June 5 would be the determination date.

Public Comment: Marla Schmale handed to the Board pictures of trees that had been cut; explaining her interpretation of a hazardous tree. She said that there are many who are unhappy with the District on this policy and would like to have a forum set up for the public to comment.

Eri Suzuki, President of AFSCME commented that the membership was unable to access the streaming Board meeting. Suzuki remarked on the need of more staff to be working in the parks.

President Waespi noted that the meetings are not currently being streamed live, but are being recorded. AGM Alvarez added the first posting of the recording will be the day after the board meeting.

4. **BOARD AND STAFF REPORTS**

a. Actions Taken by Other Jurisdictions Affecting the Park District

GM Doyle discussed the items in this report.

5. **GM COMMENTS**

Director Lane asked in reference to the material on page 104, the location of the Doolittle boat launch. Bob Nisbet, AGM ASD provided the location.

6. **ANNOUNCEMENTS FROM CLOSED SESSION**

Carol Victor, District Counsel, announced that with a vote of 7-0 the Board voted to deny the claim of Contra Costa County and Contra Costa County Flood Control & Water Conservation District.

7. BOARD COMMITTEE REPORTS

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| a. | Finance Committee | (3-28-2018) | (Rosario) |
| b. | Executive Committee | (4-05-2018) | (Waespi) |

8. BOARD COMMENTS

Director Waespi reported on meetings attended. Director Waespi

- Attended the Natural and Cultural Resources meeting;
- Attended the Operations Committee meeting;
- Attended the Legislative Committee meeting;
- Attended Earth Day in Fremont and Castro Valley;
- Attended the LEAF Festival in Fremont;
- Attended the Fremont Liaison meeting;
- Attended the Finance Workshop;
- Attended the Finance Committee meeting;
- Attended the Regional Park Association meeting;
- Met with Castro Valley residents at Cull Canyon Reservoir;
- Invited to speak to Alameda County Parks and Rec Historical Commission.

Waespi visited Garin Regional Park and will go to the RPF Fundraiser at Drakes.

Director Wieskamp reported on meetings attended: Director Wieskamp

- Attended the Operations meeting;
- Attended a meeting with Sonja Gomez about the 50th anniversary of Coyote Hills Butterfly/Bird Festival;
- Attended the Oakland League of Women Voters meeting;
- Attended the Fremont Liaison meeting;
- Attended the Finance Workshop;
- Attended ground breaking for the oxygenation project for Zone 7;
- Met with the staff at the VA hospital near Del Valle and will attend four separate hikes at various levels on August 9.

Wieskamp commented on the Chronicle article about Del Valle and the five top hikes in the East Bay.

Director Rosario reported on meetings attended. Director Rosario

- Attended the Natural and Cultural Resources meeting as an observer;
- Attended Annual Firefighters meeting and awards;
- Had his 1 on 1 walking meeting with GM;
- Attended the Legislative Committee meeting;
- Attended the Finance Workshop;
- Attended Earth Day at his homeowners' association;
- Attended the Finance Committee meeting;
- Attended the CC County East Bay Liaison meeting;
- Attended the Asian Pacific Democratic Caucus Fundraiser;
- Attended a meeting with neighbors in Rockridge;
- Attended the John Muir Trust Gala;
- Met with a young man about the Oakland hills fire;
- Attended the Regional Park Association meeting.

Director Corbett reported on meetings attended. Director Corbett

- Attended the Operations Committee meeting;
- Attended the preview of Dry Creek with Director Waespi;
- Attended the PAC meeting;
- Attended the Finance Committee meeting;
- Attended the Finance Workshop;
- Visited the Botanic Garden;
- Attended the John Muir Trust Gala;
- Attended the Regional Park Association meeting.

Corbett is looking forward to the Friday field trip, and asked staff to help set up a tour of Oyster Bay Regional Shoreline. Pleased to see the Board meetings are being recorded.

Director Lane reported on meetings attended. Director Lane

- Attended the Natural and Cultural Resources meeting;
- Attended the CC County East Bay Liaison meeting;
- Attended the Regional Park Association meeting;
- Attended the East Bay Leadership Council lunch;
- Celebrated Earth Day at the Danville library;
- Attended the John Muir Trust Gala;
- Attended the Finance Workshop.

Lane thanked Ira Bletz for the pop-up visitor center.

Director Dotson reported on meetings attended. Director Dotson

- Attended the Natural and Cultural Resources Committee meeting;
- Attended the Finance Workshop;
- Attended the John Muir Trust Gala;

Dotson walked Pt. Pinole and commented on how beautiful the grasses were there.

Director Coffey reported on meetings attended. Director Coffey

- Attended the John Muir Trust Gala;
- Attended the Natural and Cultural Resources meeting;
- Attended a Crockett Waterfront Restoration meeting;
- Met with the GM to debrief on the meeting with Assembly Member Frazier and Lisa Baldinger;
- Celebrated Earth Day: Staffed mobile visitor center in John Muir's backyard and weeding at Big Break;
- Attended the Finance Committee meeting;
- Attended the CC Liaison meeting;
- Attended the Finance Workshop;
- Attended the Regional Park Association meeting.

Coffey appeared in Doug McConnell television program.

DGM Alvarez reminded the Board about the May 14 workshop. Alvarez congratulated the good work of the Natural & Cultural Resources committee on the IPM, and AGM Auker and staff on the Finance Workshop.

7. PUBLIC COMMENT

D. ADJOURNMENT

President Waespi adjourned the meeting at 2:54 pm.