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## BOARD EXECUTIVE COMMITTEE

**Thursday, July 9, 2015**  
**12:30 p.m., Board Room**

The following agenda items are listed for Committee consideration. In accordance with the Board Operating Guidelines, no official action of the Board will be taken at this meeting; rather, the Committee's purpose shall be to review the listed items and to consider developing recommendations to the Board of Directors.

A copy of the background materials concerning these agenda items, including any material that may have been submitted less than 72 hours before the meeting, is available for inspection on the District's website ([www.ebparks.org](http://www.ebparks.org)), the Headquarters reception desk, and at the meeting.

### AGENDA

<u>STATUS</u>	<u>TIME</u>	<u>ITEM</u>	<u>STAFF</u>
R	12:30 pm	1. Job Order Contracting	Lim
I	12:50 pm	2. Solar Plan Energy Update	Rasmussen
R	1:15 pm	3. Naming Section of the Bay Trail (Hayward Section)	Bondurant
		4. Public Comments	
		5. Board Comments	

- (R) Recommendation for Future Board Consideration
- (I) Information
- (D) Discussion

**Executive Committee Members**

Whitney Dotson (Chair); Doug Siden; Ayn Wieskamp  
 Beverly Lane, Alternate  
 Robert E. Doyle, Staff Coordinator

**Future Meetings:**

<del>January 8</del>	July 9
<del>February 12</del>	August 13
<del>March 12</del>	September 10
<del>April 9</del>	October 8
<del>May 28</del>	November 12
<del>June 17 (Wed)</del>	December 10

**Distribution/Agenda**

**District:**

AGMs  
 Erich Pfuehler  
 Clerk of the Board  
 Connie Swisher  
 Mimi Waluch  
 Sharon Clay  
 Katie Quick  
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**Public:**

Norman LaForce  
 Peter Rauch  
 Mary McAllister  
 Rich Guarienti (via e-mail)  
 Pat O'Brien (via e-mail)  
 Bruce Beyaert (via e-mail)  
 Patricia Vaughan Jones (via e-mail)  
 Ted Radosevich (via e-mail)  
 Rick Rickard (via e-mail)

**Distribution/Full Packet**

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 Eri Suzuki– Local 2428  
 Tyrone Davis – POA  
 Lobby/Receptionist

**Project Manager(s):**

Rob Lim  
 Jeff Rasmussen  
 Julie Bondurant

**TO:** Board Executive Committee

**FROM:** Robert Doyle, General Manager

**STAFF REPORT  
PREPARED BY:** Rob Lim, Chief of Design & Construction

**SUBJECT:** Job Order Contracting

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Rob Lim, Chief of Design & Construction, will make a presentation on this agenda item.

**BACKGROUND**

At the May 18, 2015 Planning, Trails, Development, and Stewardship Workshop, several ideas were presented for increasing productivity. One of those ideas is Job Order Contracting (“JOC”). JOC involves implementing one or more contracts for the performance of repair and renovation work done according to unit prices. Currently, more than 200 public agencies throughout the United States and Canada are utilizing JOC, including the University of California and California State University systems, Los Angeles Unified School District, San Francisco Recreation & Parks Department, and twenty-one California counties.

JOC has proven to reduce costs, save time, and increase productivity for agencies that utilize JOC as a part of their project delivery strategy. Implementing a JOC program for the Park District is anticipated to yield similar results. JOC will be an effective tool in helping the Park District complete backlogged projects from past years and new projects as they arise, as well as improve responsiveness to urgent and time sensitive projects.

In general, creating a JOC program involves developing bid documents, including technical specifications and a unit price book that is then competitively bid, and one or more construction contracts are awarded to these “JOC contractors.” By code, these JOC construction contracts are annual contracts and the award of these contracts will be brought before the Board for approval. These contracts can be bid to general engineering contractors (“A” license contractors), general building contractors (“B” license contractors), or trade specific contractors (e.g., roofing). A JOC contractor agrees to perform work according to the prices in the unit price book multiplied by a percentage factor as identified in its bid. A JOC construction contract is akin to having an on-call contract with a construction contractor that includes predetermined prices for the work to be performed.

As projects are identified that may benefit from utilizing JOC, scopes of work will be developed and job orders will be issued to the JOC contractors. Because multiple projects can be worked on simultaneously, projects can be completed more efficiently. Given the nature of the contracts, the Park District is under no obligation to issue specific projects or a certain number of projects to a JOC contractor. This provides the JOC contractor with a greater incentive to

complete each job in a timely manner, and deliver high-quality construction in order to receive future projects through the JOC program.

### RECOMMENDATION

In order to deliver the Park District's large volume of projects in a more timely, cost effective, and productive manner, staff recommends taking the necessary steps to develop, implement, and execute a JOC program. These steps include negotiating and executing an agreement with a JOC consultant, conducting informational meetings with the construction contractor community, and developing the JOC bid documents to be issued for bidding.

**BOARD EXECUTIVE COMMITTEE**

Meeting of July 9, 2015

**TO:** Board Executive Committee

**FROM:** Robert Doyle, General Manager

**STAFF REPORT  
PREPARED BY:** Jeff Rasmussen, Assistant Finance Officer  
Ruby Tumber, Admin. Analyst II

**SUBJECT:** Solar Energy Plan Update

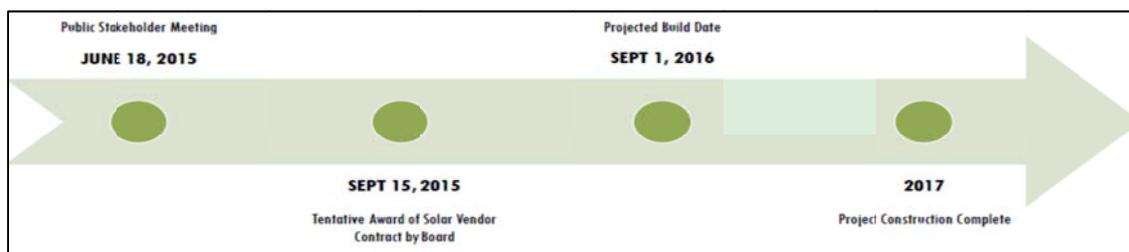
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Jeff Rasmussen, Assistant Finance Officer, and Ruby Tumber, Administrative Analyst II, will give an update on the current status of the solar installation project at Shadow Cliffs Regional Recreation Area.

**BACKGROUND**

The East Bay Regional Park District's (District) Sustainability Policy directs that the District will move toward carbon neutrality by reducing the District's need for non-renewable outside energy sources. On October 21, 2014, the Board approved implementation of the District-wide Strategic Energy Plan prepared by Newcomb/Anderson/McCormick (NAM) consulting. This report will provide the Board Executive Committee with an update on the schedule, scope, and budget of the solar installation project at Shadow Cliffs.

**SCHEDULE**



**I. June 18 Public Stakeholder Meeting**

From a list provided by the City of Pleasanton, an invitation to residents living within 1,000 feet of the park was mailed out two weeks prior to the public meeting at the park. In addition, a flyer was posted at the park, and on the District's and City's websites. Director Wieskamp, District staff, and City staff were present when John Newcomb from NAM gave a presentation on the design and construction considerations for solar panels. Members of the community were invited to ask questions and make comments regarding their concerns for the project. Mr. Newcomb provided answers to queries regarding possible glare, the project design, and the amount of energy generated.

## 2. Design/Build Process

NAM drafted a Request for Proposal (RFP) for the solar panel design-build contract. After a review by staff, District counsel, and outside counsel, the RFP for the design-build project went out to bid on June 26, 2015. Proposals are expected to arrive no later than July 27, 2015. Staff plans to bring the bid results to the September 10, 2015 Board Executive Committee meeting for a detailed look and recommendation regarding the identified contractor, their design, and proposal. Pending the Board Executive Committee's recommendation, the project would be brought to the September 15, 2015 Board of Directors meeting for review and approval.

### **SCOPE**

#### 1. Paving

As discussed at the March 12, 2015 Board Executive Committee meeting, staff recommended that as part of the ongoing District-wide paving program, the gravel parking lot for the former waterslides be paved. The District will have the option to accept or reject the contractors proposal to pave the parking lots, estimated cost \$500,000.

#### 2. Recycle Water

During construction of the trail and landscaping, along Stanley Boulevard in front of the park, Alameda County installed a hook up to provide recycled water to the park. Although, recycled water cannot hit picnic tables and bbq's, it can be used to water trees throughout the park. The solar panel project will include a proposal from the contractor to install the plumbing and plant trees at the park entrance as well as provide a means for future use of recycled water at the park. The District will have the option to accept or reject the contractors proposal to install the recycled water line, estimated cost \$100,000.

### **BUDGET**

The current total project budget is as follows:

<b>ITEM</b>	<b>BUDGET</b>	<b>ACTUALS as of 2/17/15</b>	<b>BALANCE</b>
Contract Award to NAM	\$373,000	\$86,721	\$286,279
Staff Time & Planning Approval	\$477,000	\$27,473	\$449,527
Recycled Water Line*	\$100,000		\$100,000
Pavement Maintenance*	\$500,000		\$500,000
Solar Construction	\$6,450,000		\$6,450,000

<b>Project Total</b>	<b>\$7,900,000</b>	<b>\$114,194</b>	<b>\$7,785,806</b>
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\* Possible additions to the project.

RECOMMENDATION

None. This is an informational item.

**BOARD EXECUTIVE COMMITTEE**

Meeting of July 9, 2015

**TO:** Board Executive Committee  
**FROM:** Robert Doyle, General Manager  
**STAFF REPORT PREPARED BY:** Julie Bondurant, Principal Planner  
**SUBJECT:** Naming Section of the Bay Trail (Hayward Section)

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Julie Bondurant, Principal Planner, will make a presentation on this agenda item.

**BACKGROUND**

The purpose of this request is to honor the work that William Westwood "Bill" Lockyer has done to make the Bay Trail project a reality. This request was initiated by Director Waespi in response to a request from Assemblyman Bill Quirk whose district includes the City of Hayward. In a similar request made to the Hayward Area Recreation District (HARD), HARD has recently named the portion of the Bay Trail that lies within its jurisdiction extending from Breakwater Avenue and the San Francisco Bay, after Mr. Lockyer.

Mr. Lockyer served as California State Treasurer (2007-2015), California State Attorney General (1999-2007), and in the California State Legislature for 25 years beginning in 1973; both the Assembly and the Senate.

Mr. Lockyer considered his greatest environmental achievement during his tenure in the California State Legislature to be his 1987 bill to create a Bay Trail, which he envisioned as an eventual 500-mile-long hiking and cycling path. This continuous recreational corridor, with adjacent bayshore parks and protected natural habitats, is proposed to entirely encircle San Francisco and San Pablo Bays.

Senate Bill 100, authored by then-state Senator Bill Lockyer and passed into law in 1987, directed the Association of Bay Area Governments (ABAG) to develop a plan for this "ring around the Bay," including a specific alignment for the Bay Trail. The Bay Trail Plan, adopted by ABAG in July 1989, includes a proposed alignment; a set of policies to guide the future selection, design and implementation of routes; and strategies for implementation and financing. Requiring city, county, and regional cooperation, the Bay Trail will ultimately connect the shoreline of all nine Bay Area counties, link 47 cities, and cross the major toll bridges in the region. To date, approximately 340 miles of the alignment - over 67 percent of the Bay Trail's ultimate length - have been completed, including the section in HARD's jurisdiction and approximately six and one-half miles within the Hayward Regional Shoreline in the Park District's jurisdiction. Both of these Bay Trail sections lie within the City of Hayward, which is in Assemblyman Bill Quirk's district. (Refer to Figure I for the location of each of the trail section located within the Hayward Regional Shoreline.)

Other recognitions Mr. Lockyer has received honoring his work on Senate Bill 100 include: the naming of the bridge over the San Leandro Slough (Refer to Figure 2 for the location of the bridge) after Mr. Lockyer; an ABAG resolution adopted in September 2009 commending and thanking Mr. Lockyer for his role in the planning and implementation of the Bay Trail. The Park District participated in the 20<sup>th</sup> anniversary Bay Trail celebration documenting this recognition.

### Consistency with the Bay Trail Naming Policy

Similar to the Park District naming a section of the Bay Trail after U.S. Congressman George Miller, the section of the Bay Trail located within the Hayward Regional Shoreline is consistent with the policy language adopted by the Bay Trail Board Steering Committee on October 10, 2013, and provided as follows:

#### Bay Trail Naming Policy

*The name "San Francisco Bay Trail" shall be used to designate the 9-county regional trail circling San Francisco Bay. This name, created in the enabling legislation SB 100 and carried forward in the 1989 San Francisco Bay Trail Plan and EIR, acknowledges the vision and shared responsibility of the entire nine county Bay Area community to complete and operate the 500-mile Bay Trail, named after the body of water that defines the region.*

#### Guidelines for Local Jurisdictions and Shoreline Managers

*Local agencies and shoreline land managers have the authority to name specific Bay Trail features after natural, cultural or historic attributes or persons who have contributed significantly to completing the Bay Trail and increasing access to the shoreline. Bay Trail staff will work with local entities as needed to ensure the Bay Trail sign is also included along the trail segment. No corporate naming will be allowed under any circumstances.*

### Consistency with East Bay Park District Naming Policy and Guidelines

The proposal for trail naming the Hayward Regional Shoreline section of the Bay Trail was initiated by Director Waespi. This naming request was reviewed for consistency with the Park District's Naming Policy and Guidelines by Planning staff. Naming the trail in honor of Mr. Lockyer may be considered consistent with the Park District's Naming and Policy and Guidelines (Refer to Exhibit A for a copy of the policy). Naming is a special recognition that is to be reserved for individuals who have made unique "substantial or outstanding" contributions. The vision and dedication Mr. Lockyer has brought to the Bay Trail project, and the Park District's commitment to implementing SB 100 within its jurisdiction, has created "significant and unique" benefits to the Park District's visitors who travel on the Bay Trail for recreation and transportation purposes.

### Revenue/Cost

Installation of the trail name sign posts and signs and updates to the park brochure will be completed with existing Public Safety and Park Operations (Parklands and Maintenance) budget funds.

### Actions to Result from this Naming Recommendation

Upon Board adoption of this naming recommendation, the following actions will result from this park facility naming:

- Planning and GIS staff will add these names to the Park District list of names to avoid future name redundancy.
- GIS staff will update the park database to reflect these changes.
- The Hayward Regional Shoreline Supervisor will sign the trail with the assigned name.
- Public Affairs will include this update in the next printing of the Hayward Regional Shoreline Regional Park brochure.

### RECOMMENDATION

Staff recommends that the Board Executive Committee consider the proposed naming of the portion of the Bay Trail that traverses Hayward Regional Shoreline Regional Park in honor of Mr. Lockyer for his vision and ongoing dedication to the Bay Trail project.

The Board Executive Committee is requested to forward a recommendation for approval of the proposed naming of the portion of the Bay Trail that traverses Hayward Regional Shoreline Regional Park in honor of Mr. Lockyer to the Parks Advisory Committee and Board of Directors for consideration under the East Bay Park District Naming Policy and Guidelines [Resolution No. 2004-04-73 (Adopted On 4/20/04)].

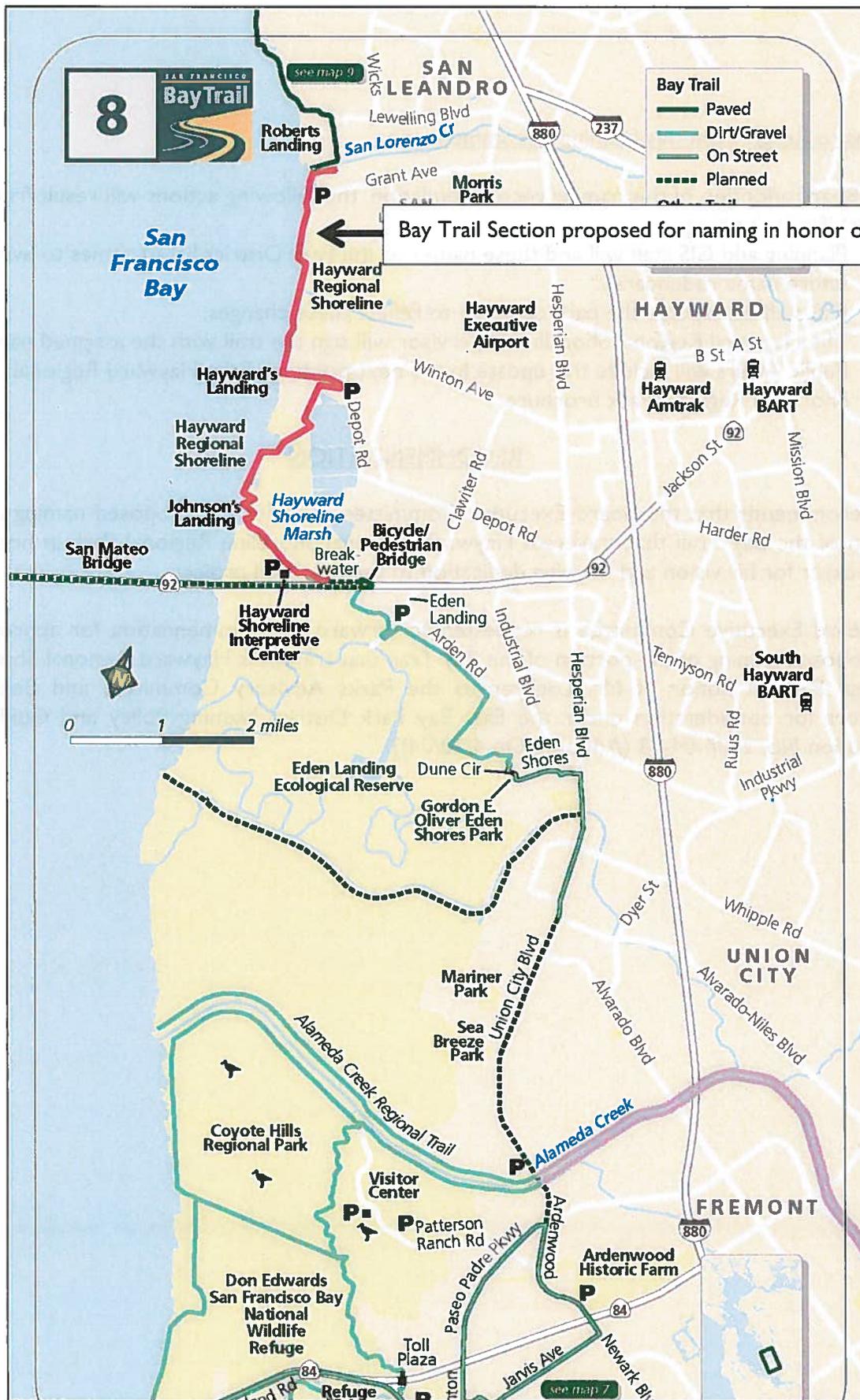


Figure I – Hayward Regional Shoreline Bay Trail Section proposed for naming in honor of Mr. Lockyer



Bay Trail Bridge named in honor of Mr. Lockyer

Figure I – Bridge over San Leandro Slough honoring Mr. Lockyer

**East Bay Regional Park District  
Naming Policy and Guidelines**

**Adopted by EBRPD Board of Directors on April 20, 2004  
Resolution No. 2004-04-73**

The East Bay Regional Park District Board of Directors is responsible for the naming and renaming of Regional Parks<sup>1</sup>, trails, features, areas, and facilities. Proposals for naming and/or renaming may come from any source including Board members, staff, volunteers, organizations and individuals.

The procedure for the naming of a Regional Parks, trails, features, areas and facilities began with the District's establishment in 1934. Naming is a way to remember shared history, to identify local natural resources and to honor individuals. Naming is also a useful way to help park users interpret parkland resources and to orient themselves while visiting the Regional Parks.

Recognition naming after persons living or deceased may be allowed in special cases. The District's preference is to express appreciation for contributions through awards, events, tributes, publicity, commemorative items, mementos and letters of appreciation. The number of features and facilities within EBRPD that may be named is finite. The decision not to accept a naming proposal does not diminish the significance of public service or the gratitude of the District to those who have contributed service or monetary donations.

**Naming Policy**

**Regional Parks, trails, features, areas and facilities will be named after natural features such as plant and animal life, geographic, topographic or paleontological features, or for cultural features such as archaeological and historic artifacts, historic persons, families or events. Existing historically related names shall be respected.**

**Naming in recognition of persons living or deceased may be allowed only in special cases, and will be considered for substantial or outstanding contributions of service, property or funds to the public good of the East Bay Regional Park District, East Bay Region, Bay Area, State, or Nation. The East Bay Regional Park District is not a venue for corporate or personal advertising. Corporate names will not be considered for Regional Parks or significant geographic features, but in special cases, may be considered for facility or area names.**

**Staff will maintain guidelines which will include more specific criteria for eligibility and procedure. The EBRPD Board of Directors always maintains flexibility interpreting the policy, and shall have final authority to name parkland features and facilities as it deems appropriate.**

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<sup>1</sup> All parkland classifications including Regional Trails

## Administrative Naming Guidelines

Staff will administer the Board's Naming Policy according to the following guidelines. These guidelines may be changed by the General Manager from time to time.

### Naming Criteria

Naming of geographic or natural features, Regional Parks and Regional Trails after individuals will be an exception, reserved for those nominations meeting the highest threshold criteria. Recognition naming will more typically be applied to structures, facilities, in-park trails and areas.

Naming is a special recognition that is considered for persons deserving exceptional recognition for their unique, "substantial or outstanding" contributions, which will be evaluated as follows:

- Did the individual's contribution provide a major benefit to the District, or on a local, regional, state or national scale?
- Is the benefit sufficiently enduring so as to be apparent to future generations?
- Has the nominee already been substantially honored with recognition naming in other places, particularly in the East Bay, which would make a proposal redundant?

The District endeavors not to duplicate names within its system.

### Naming Process

The name of a new Regional Park will be established in the District Master Plan, although the name may be temporary in nature. Parkland naming will be finalized in an appropriate planning document for the parkland unit or by separate Board Resolution.

The Planning/Stewardship Department will coordinate naming as a part of the preparation and review of planning documents or on a case-by-case basis as requested by the General Manager or Board of Directors. Naming requests will be evaluated as follows:

- Staff will submit naming recommendations for review by the Board Executive Committee. The Executive Committee will make a recommendation to the full Board of Directors.
- The Park Advisory Committee (PAC) will review the Executive Committee recommendation and make its own recommendation to the Board of Directors.
- In a case where the PAC disagrees with the Executive Committee's recommendation, the recommendation will be returned to the Executive Committee.
- The full Board will consider the naming proposal.

Minor naming or renaming for facilities and features will be established by a team led by the Planning/Stewardship Department when requested by the Operations or Public Safety Departments. Any names designated in this manner are temporary and will be reviewed as a part of the next formal planning process for the Regional Park.

## Recognition Naming Process

Naming after persons who have contributed significantly in service, property or monetary donations to the East Bay Regional Park District, East Bay Region, Bay Area, State, or Nation, or naming after elected officials and persons associated directly with the East Bay Regional Park District will be considered on a case-by-case basis.

Recognition naming will be indicated on park brochure maps and may be further described within a parkland at a facility such as a Visitors Center, both to recognize the individual and to further public understanding of his/her contribution. The Planning/Stewardship Department will maintain a database of facilities designated with recognition names.

Recognition for significant monetary or land donations may arise because of an individual gift or as a part of a coordinated fund-raising effort for the facility or area. The individual gift will be reviewed for naming at the time that the gift is received by the Board. The Land Acquisition Department will administer land donations and the Public Affairs Department will administer monetary donations.

Specific fund-raising efforts for new park facilities or structures may contain a naming element in recognition of donors who may fund major costs. "Facilities," in these circumstances, do not include trails. In such instances, the Public Affairs Department will develop a Donor Naming Plan which will include both the specific naming opportunities and the manner of recognition. Review of recognition naming for Donor Naming Plans will follow the same review process as outlined in the "Naming Process" above, although the PAC will provide comments rather than recommendations. If there is a timing constraint with the gift or other impediment that precludes the PAC review, the PAC will be informed of the staff's recommendation.