

The Board Meeting, which was held on February 17, 2015 at the EBRPD Administrative Building, 2950 Peralta Oaks Court, Oakland CA 94605 was called to order at 12:45 p.m. by Board President Whitney Dotson.

ROLL CALL

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

Directors Absent: None.

PUBLIC COMMENTS

Dennis Staats, President of the Chabot Gun Club, thanked the Board for the including on the Consent Calendar the "Authorization to Extend the Lease Agreement at Chabot Gun Club for One Year". Mr. Staats stated that at this time the extension has not been executed, adding that the club was informed that they must sign the extension by this Friday. Regarding the new procedures for lead, he stated that the Club has retained a consultant who is studying the data.

GM Doyle clarified that this item is not on the agenda and is not scheduled to be discussed today. In response to Mr. Staats' comments, GM Doyle remarked that the District is also concerned with the delays and that the District is required to deal with the new regulations to address anything coming from the site and into the watershed.

At this time, the Board of Directors adjourned to the Board Conference Room and 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: GM Robert Doyle, Dave Collins, Jim O'Connor, Debra Auker, Bob Nisbet, Police Chief Tim Anderson, Carol Johnson, Mona Koh, Carol Victor, Sukari Beshears, Ira Bletz, Liz Musbach, Noah Dort, Kelly Barrington, Erich Pfuehler, Chris Barton, Linda Wu, Matt Graul, Anne Kassebaum, Brian Holt, Carolyn Jones, Kristine Kelchner, Duncan Marshall, Jeff Rasmussen, Mark Ragatz, Julie Bondurant.

A. APPROVAL OF AGENDA

By motion of Director Wieskamp, and seconded by Director Waespi, 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

Felix Lechner commented that he was against any proposed hiker fees at Mission Peak and believes that the way to resolve problems is to identify and curb violators.

C. BUSINESS BEFORE THE BOARD

I. CONSENT CALENDAR

The Board voted on C-I-b separately to allow Director Siden to indicate his absence from the February 3, 2015 meeting:

C-I-b Approval of the Minutes for the Board Meeting of February 3, 2015

By motion of Director Sutter and seconded by Director Waespi the Board voted unanimously to approve the **item C-I-b**:

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

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

C-I-a. Approval of District Check Listing for the Period of December 29, 2014 through
January 18, 2015
Resolution No. 2015 – 2 - 039 (attached)

C-I-c. Approval of the Appointments of Elissa Robinson and Rick Rickard to the Park Advisory
Committee
Resolution No. 2015 – 2 - 040 (attached)

Director Burgis expressed her excitement of her first appointment, highly qualified Elissa Robinson.
Director Sutter added that his appointment, Rick Rickard has a very impressive background.

C-I-d. Resolution to Support Pending Federal Legislation H.R. 201 (Sires) - Community
Parks Revitalization Act
Resolution No. 2015 – 2 - 041 (attached)

C-I-e. Authorization to Negotiate with Various Property Owners
Resolution No. 2015 – 2 - 042 (attached)

Director Siden inquired about Chabot Gun Club. Liz Musbach, Land Acquisition Manager, clarified that the authorization allows the Board, during closed session, to discuss the status of the lease extension and next steps going forward.

- C-I-f. Authorization to Execute an Agreement with Ninyo & Moore Geotechnical Consultants to Perform Geotechnical Services for the Lake Chabot Campus Modernization Project: Lake Chabot Regional Park
Resolution No. 2015 – 2 - 043 (attached)
- C-I-g. Authorization to Enter into a License Agreement with UNAVCO for the Continued Operation and Maintenance of Plate Boundary Observatory Global Positioning System Instruments: Multiple District Parklands
Resolution No. 2015 – 2 - 044 (attached)
- C-I-h. Authorization to Amend a Contract for Services with Eler & Kalinowski Inc. for Continued Oversight of Environmental Remediation Services and Transfer, Appropriate and Encumber Funds: Concord Hills Regional Park
Resolution No. 2015 – 2 - 045 (attached)

Director Sutter asked if staff has selected a legal team. Brian Holt, Senior Planner Planning & GIS, responded that there has been a legal firm representing the District and likely will continue due to the complicated process of the Navy conveyance and clean up. Director Sutter inquired if the contract with lawyers will come before the Board. Carol Victor, District Counsel stated that those do not typically come before the Board based on a long standing practice. In response to a question from Director Sutter, Mr. Holt clarified that Placeworks is the project manager for the LUP and EKI is providing oversight of the remediation process. He added that regardless of future use, the District has an interest in ensuring due diligence of the Navy's environmental remediation and clean-up of that property. Sutter asked if the district intends to have a project manager for the development of CNWS or is that premature. Holt replied it is premature in terms of development because we are kicking off the LUP now. GM Doyle remarked that Holt is being humble as he is the project manager for the planning process and the consultants will report to him and Larry Tong. Holt added that in putting together their schedule they have built in a number of instances to come back to PAC, Executive Committee and board to provide updates of the land use plan efforts.

- C-I-i. Approval of the East Bay Regional Park District's 2015 Investment Policy
Resolution No. 2015 – 2 - 046 (attached)
- C-I-j. Acceptance of the East Bay Regional Park District Investment Report for the Quarter Ending September 30, 2014
Resolution No. 2015 – 2 - 047 (attached)
- C-I-k. Authorization to Apply for Federal Grant Funds from the California Department of Boating and Waterways for the Purchase of Police Boat Equipment
Resolution No. 2015 – 2 - 048 (attached)
- C-I-l. Authorization to Extend Contract for Services Agreement with Neil Nobriga for Caretaker Services: Vasco Caves Regional Preserve
Resolution No. 2015 – 2 - 049 (attached)

Director Lane asked if Neil Nobriga could apply for extension. Jim O'Connor, AGM for Operations, answered in the affirmative.

- C-I-m. Authorization to Establish the Classification, Unit Designation and Salary Range for Principal Planner, Upgrade 2.0 FTE Senior Planner Positions to Principal Planner; Retitle Senior Park Planner to Senior Planner; Retitle Park Planner I to Planner: Acquisition, Stewardship & Development Division
Resolution No. 2015 – 2 - 050 (attached)
- C-I-n. Authorization to Amend the 2014 Budget to Meet Accounting and Grant Requirements: Sycamore Valley Regional Park
Resolution No. 2015 – 2 - 051 (attached)

Director Lane directed the Board to the beautiful photograph of the Shady Slope Bridge, thanking staff.

2. GENERAL MANAGER

a. Staff Presentation: Legislative and Policy Priorities – Update 2015

Erich Pfuehler, Government Relations and Legislative Affairs Manager gave a presentation updating the board on the committee assignments and district boundaries for state and federal elected officials. He also presented the District's proposed legislative and policy priorities for 2015 and discussed key issues for a planned trip by the Board to Washington, D.C. from April 27 to May 1, 2015.

GM Doyle added that historically LWCF was a straightforward grant application that has been very beneficial to the District. Staff should follow Land and Water because there may be an opportunity stateside. Pfuehler added that the money is not taxpayer money and comes from oil and gas revenues.

GM Doyle said that Doug Houston, the District's legislative advocate, helped to create a working group of public agency state park partners to start a letter writing campaign to Senator de León, President pro Tempore of the Senate. The letters would come from the major metropolitan directors to seal de León's commitment to putting a Park Bond forward in 2016. De León committed a week ago to author the park bond. Director Sutter asked if the water bond provides funds for the bay program. Pfuehler stated that it does not. GM Doyle said that the Coastal Conservancy Board will write the guidelines.

Pfuehler stated that the Cap and Trade program revenue has a real formula for how money will be spent. GM Doyle said that the estimate in the Governor's budget was \$1 billion and now it is \$2 billion.

Pfuehler explained the 6 main recommendations coming from the Parks Forward report. GM Doyle stated that this 2 year study was funded by \$5 million in private foundation money. Director Lane asked the role of the State Park Foundation. GM Doyle said in the last 5 years it has become more of an advocacy group to broaden membership and keep parks open. Pfuehler says the report does acknowledge the existence of the foundation.

Pfuehler highlighted that MidPeninsula is sponsoring the effort to raise the discretion for contracting for the GM from \$25, 000 to \$50,000. This effort is moving forward and the District is included within the parameters of the legislation. Director Sutter asked about the board pay proposal. Pfuehler said the idea would be to have a flat rate with CPI of about \$1000 per month. Victor added that right now the statute provides \$100 for a meeting up to \$1000.

Pfuehler remarked that 2016 looks to be a crowded ballot year and the District might move one or two of the measures to the June election. Lastly, Pfuehler briefly covered the list of ideas for the Washington, D.C. trip in April.

Director Sutter asked if FEMA has the authority to give money for drought relief. Pfuehler answered they do have some advanced mitigation money for preventing emergencies.

3. BOARD AND STAFF REPORTS

a. Actions Taken by Other Jurisdictions Affecting the Park District

General Manager Robert Doyle discussed those items listed on the report. The Board requested an update from Dr. Bell and one will be scheduled.

4. GENERAL MANAGER'S COMMENTS

Anne Kassebaum, Chief of Interpretive and Recreation Services provided an overview of department programs and services offered in 2014. It included Interpretation, Recreation, Community Outreach, Cultural Services and Youth Development.

Kassebaum distributed a hard copy to the Board of the attendance records of visitor centers; as well as a list of the Districts External Partnerships. The District was presented with the Earn & Learn East Bay Champion of Youth Advocacy Award by the Workforce Development Board of Contra Costa County and signed by Candice Anderson, Supv. District 2. Kassebaum acknowledged the work done by the AWP Supervisor Ross Mitchell and Dania Stoneham Recreation Areas Manager, in the Youth Employment Program.

Director Burgis commented on the staff's enthusiasm and pride at the youth fair at Big Break.

GM Doyle acknowledged Dave Zuckerman and Ira Bletz as great interpreters, in acting positions, doing good work. The District's scope of reach has increased and the team deserves a pat on the back.

GM Doyle explained the blue green algae at Lake Chabot. Director Sutter asked about drones in our parks. Chief Anderson responded that drones are regulated in the section of Ordinance 38 that regulates model airplanes. Director's Sutter and Lane suggested staff look at this regulation. Anderson agreed to forward information to the Board.

5. ANNOUNCEMENTS FROM CLOSED SESSION

Carol Victor, District Counsel, stated that by a vote of 7 to 0 the Board authorized payment of \$40,000 to Willow Park Public Golf Course LLP in full settlement of all disputes between the partnership and the EBRPD and this settlement does include the purchase by the park district of the existing commercial rental kitchen equipment from Willow Park Public Golf Course Partners.

6. BOARD COMMITTEE REPORTS

a. EBRPD/Contra Costa County Liaison Committee (10-30-14)

Director Lane said how impressed people were particularly at the county, at the cost of the Miller Trail project and that it came in under the engineers' original estimate by \$1 million.

b. EBRPD/EBMUD Liaison Committee (11-20-14)

Director Siden requested a revision to the minutes as submitted to reflect his attendance at the meeting.

c. Natural/Cultural Resources Committee (12-03-14)

Director Lane expressed the beauty of the photos taken at Sunol using the remote camera.

7. BOARD COMMENTS

Director Wieskamp reported on meetings attended. Director Wieskamp

- Stated oral history with Laura McCreery completed;
- Attended the 100 Club Meeting;
- Attended Executive Committee Meeting;
- Met with ACE (Altamont Corridor Express) Train staff;
- Will be attending Pleasanton State of the City address;
- Will be attending the LARPD event;
- Read through Rosenberg Rules of Order;
- Will be going on a tour with Warren Schultz, Directors Dotson and Waespi.

Director Burgis reported on meetings attended. Director Burgis

- Attended the Workforce Development Board of Contra Costa County Award's breakfast;
- Attended the youth fair at Big Break;
- Attended the Contra Costa Leadership Luncheon;
- Attended East Contra Costa Habitat Conservancy Park Advisory Committee;
- Attending Mark DeSaulnier's swearing-in;
- Will be the keynote speaker at Freedom High School;
- Will be meeting with Carol Johnson on Monday;
- Will be out of town next week, Washington, D.C.

Director Lane reported on meetings attended. Director Lane

- Visited parks in her area – Bishop Ranch and Ironhorse Trail;
- Attended the Board workshop;
- Attended the State of the City address, San Ramon;
- Attended the East Bay Leadership Council's reception for Will Kemp;
- Attended the City Council meeting in Concord;
- Thanked Carol Johnson for copies of Rosenberg's Rules of Orders;
- Appreciation to staff on the 80th anniversary events booklet;
- Will give 1960s brochures of the District to our archivist;
- Will be attending the Joint City Council Planning Commission in San Ramon.

Director Sutter reported on meetings attended. Director Sutter

- Attended the Alameda County Mayors Conference at Pixar Studios;
- Attended the Board workshop;
- Attended a meeting sponsored by Signature Properties related to Oak to Ninth Project which is now called Brooklyn Basin;
- Attended SPUR (San Francisco Planning and Urban Research Association) meeting, opening an office in Oakland.

Director Siden reported on meetings attended. Director Siden

- Attended the American Camp Association Convention, New Orleans;
- Attended the ACSDA meeting - Mona Koh and Ana Machuca-Cole were very helpful;

- Attended the MLK Rally which was well attended;
- Attended the San Leandro Creek Alliance meeting;
- Attended the Friends of San Leandro Creek meeting;
- Attended the Alameda County Mayors Conference at Pixar Studios;
- Will be attending the Alameda City Council Meeting;
- Will be meeting with Libby Schaaf, the new mayor of Oakland.
- Appreciation to Carol Johnson and staff re: the 80th anniversary event booklet;
- Welcomed Carolyn Jones, the new Public Information Supervisor;

Director Waespi reported on meetings attended. Director Waespi

- Met with Erich Pfuehler;
- Attended the Alameda County Mayors Conference at Pixar Studios;
- Attended the Board workshop;
- Visited the MLK Tidewater Boating Center – thanked Rose Schwartz for the tour;
- Hiked Mission Peak with PAC appointees, Bruce Kern and Richard Godfrey;
- Complimented staff on the signage at Lake Chabot, the presence on the website, the fact sheet and thanked Carolyn Jones for her media presence.

Director Dotson reported on meetings attended. Director Dotson

- Met with Bay Area Open Space Council with Erich Pfuehler;
- Attended the Executive Committee meeting;
- Attended the Board workshop;
- Will be attending the Natural and Cultural Resource Committee Meeting;
- Will be attending the Regional Park Foundation and Executive Committee Meeting;
- Will be attending Legislative Committee.

AGM Collins stated that March 23rd will be the 2nd Board Workshop at Fern Cottage. Canceling March 24th.

D. ADJOURNMENT

The meeting was adjourned at 4:06 pm by Board President Dotson.

Respectfully submitted:

Yolande Barial Knight
Confidential Secretary