

The Board Meeting, which was held on August 14, 2018 at the East Bay Regional Park District, 2950 Peralta Oaks Court, Oakland, CA 94605 was called to order at 11:15 a.m. by Board President Dennis Waespi.

### ROLL CALL

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

Directors Absent: None.

The **Open Session** of the Board Meeting was called to order at 1:00 p.m. by President Waespi.

All Board members present for the Open Session.

Staff Present: Robert Doyle, Ana Alvarez, Carol Victor, Debra Auker, Bob Nisbet, Carol Johnson, Lisa Goorjian, Tiffany Margulici, Glenn Gilchrist, Anthony Ciaburro, Brian Holt, Anne Kassebaum, Kelly Barrington, Jeff Rasmussen, Ruby Tumber, Ren Bates, Kip Walsh, Deborah Spaulding, Alan Love, Matt Graul, Aileen Theile, Brad Gallup, Erich Pfoehler, Alice Kinner, Mimi Waluch, Renee Patterson, Brian Cordeiro, Justin Neville, Spencer Harmola, Robert Spencer, Steve Castile

Guests: Marty Morrow, Bill Scoggins, Aneesh Peri and Suhas Yezzu and their families.

GM Doyle opened the meeting by thanking the firefighters for their hard work representing the District and fighting the devastating fires. Acting Chief Theile introduced the firefighters present and acknowledged that all firefighters weren't present at the meeting. Spencer Harmola, Justin Neville, Mark Pollard (not present), Robert Spencer, Captain Cordeiro were originally dispatched to a fire in Riverside and then moved to the Mendocino complex. Theile explained that their primary job was structure protection. GM Doyle said that sometimes we forget that the District sends staff out of the county to partner with Cal-Fire and we are glad when they return home safe, and we are very proud of them. Director Lane thanked the firefighters, and suggested staff send a message out explaining District staff have been involved in fighting fires in the East Bay and elsewhere, and to remind citizens that the District has helped to snuff out the fires. Director Corbett thanked the firefighters for their important work, and their sacrifice. Corbett commented that her son is a paramedic who was also sent to the scene of the fires. Director Rosario thanked the firefighters for their service. As a former firefighter, Rosario acknowledged that he understands the hard work and sleepless nights, and he encouraged them to rest while they are home. Director Wieskamp thanked them for their year-round service in wildfire protection. Director Dotson extended his thanks. President Waespi added his congratulations and mentioned the on-call firefighters and park staff, who work as a team when On Call Firefighters (OCF) have to leave on a moment's notice.

#### 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

C. SPECIAL ACKNOWLEDGEMENT

President Waespi welcomed the winners of the *Habitat Means Home Poster Contest* who were in attendance with their families. Director Wieskamp introduced the winners and gave them each gifts from the Regional Park Foundation, which included a one-year family membership, EBRPD car license plate cover, and other information about the Regional Park Foundation. 1<sup>st</sup> Place: Naomi Solnick - Poster of: Western Fence Lizard was unable to attend the ceremony. Those present included, 2<sup>nd</sup> Place: Aneesh Peri – Poster of: Grassland & Barn Owl, and 3<sup>rd</sup> Place: Suhas Yezzu – Poster of: Oak Woodland & Owl. Wieskamp welcomed Marty Morrow, Education Chair of the Audubon Society and current Poster Contest Coordinator, and Bill Scoggins, Audubon Society and member of the Audubon Society Education Committee.

D. 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.  
Directors Abstain: None.

- a. Approval of District Check Listing for the Period of June 25, 2018 to July 5, 2018  
Resolution No. 2018 – 08 – 195 (attached)
- b. Approval of the Minutes for the Board Meeting of August 14, 2018
- c. Authorization to Negotiate with Various Property Owners  
Resolution No. 2018 – 08 – 196 (attached)
- d. Authorization to Transfer and Appropriate Funds for Land Acquisition Department Projects  
Resolution No. 2018 – 08 – 197 (attached)
- e. Authorization to Appropriate Funds for the Repair Cogswell Bridges Project: Hayward Regional Shoreline  
Resolution No. 2018 – 08 – 198 (attached)
- f. Authorization to Transfer Funds and Amend the Existing Contract for Services with Area West Environmental, Inc. to Provide Biological Permitting Support for the Implementation of the Wildfire Hazard Reduction and Resource Management Plan: Various Locations  
Resolution No. 2018 – 08 – 199 (attached)

- g. Authorization to Apply for Bay Conservation and Development Commission Mitigation Funds from the California Coastal Conservancy and Enter into a Cooperative Funding Agreement with the California Department of Transportation and Bay Area Toll Authority: East Bay Gateway Regional Shoreline  
Resolution No. 2018 – 08 – 200 (attached)
- h. Authorization to Enter into an Agreement with YMCA of the East Bay for Operation of Camp Arroyo Concession: Del Valle Regional Park  
Resolution No. 2018 – 08 – 201 (attached)
- i. Authorization to Approve Applications for Specified Grant Funds from the State Department of Parks and Recreation and Appropriation of Funds for Grant Management Services  
Resolution No. 2018 – 08 – 202 (attached)

Director Corbett asked if there is an opportunity to increase the use of recycled water at Del Valle. Kelly Barrington, Chief of MAST replied the study provides some advice and the opportunity does exist on usage of recycled water. Corbett commented that potable water is used for irrigation and firefighting, and asked if the District can increase use of treated or recycled water. Barrington explained the operation of the 600,000 gallon water treatment plant and the importance of maintaining safe water residuals. GM Doyle said that the \$4 million earmarked for the water system is not the estimate for what it may cost, it may cost much more. The treatment plant has been identified as the weakest link in the system and staff is conducting feasibility studies to address the remaining infrastructure needs.

- j. Resolution to Support AB 2329 (Obernote R-Big Bear Lake) Special Districts Board of Directors Compensation  
Resolution No. 2018 – 08 – 203 (attached)
- k. Resolution to Support AB 2470 (Grayson D-Concord) Invasive Species Fund  
Resolution No. 2018 – 08 – 204 (attached)

Public Comments: Isis Feral read from a written statement in opposition of pesticide use. Feral challenged the District to take a step forward to oppose AB 2470. Mary Sue Meads also spoke in opposition of AB 2470.

- L. Resolution to Support S. 3001 and H.R. 6040 (Feinstein D-CA and DeSaulnier D-CA) Contra Costa Canal Transfer Act  
Resolution No. 2018 – 08 – 205 (attached)
- m. Resolution to Support SB 1072 (Leyva D-Chino) Regional Climate Collaborative Programs Grants  
Resolution No. 2018 – 08 – 206 (attached)

Director Rosario asked what are the possible activities addressed in this resolution. Erich Pfoehler, Government Affairs Manager, answered that 25% of all cap and trade funding is for disadvantaged communities. This legislation will allow the District to compete for funding.

- n. Approval of Re-Appointment of Mary Ellen Tong, Michael E. Levi, and Paul D. Chapman to the Chabot Space & Science Center Joint Powers Agency Board of Directors  
Resolution No. 2018 – 08 – 207 (attached)

Director Rosario endorsed these appointments and acknowledged their activism on the Chabot Space and Science Center Board.

- o. Authorization to Appropriate Funds from the Dry Creek/Meyers Gift Fund and Purchase a Greenhouse from Florian Solar Products L.L.C and Other Improvements for Dry Creek Garden: Garin/Dry Creek Pioneer Regional Park  
Resolution No. 2018 – 08 – 208 (attached)
  
- p. Authorization to Establish the Classification, Unit Designation, and Salary for Fuels Reduction Coordinator and Replace the Vacant Project Coordinator Position with a Fuels Reduction Coordinator: Fire Department, Public Safety Division  
Resolution No. 2018 – 08 – 209 (attached)

## 2. FINANCE & MANAGEMENT SERVICES DIVISION

### a. PUBLIC HEARING

Approval of the Measure CC Special Tax Report for 2018-19, Proposed Measure CC Budget Revenues and Expenditures for 2019 and Spending Plan Modifications  
Resolution No. 2018 – 08 – 210 (attached)

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

Deborah Spaulding, Assistant Finance Officer, presented this annual report. It allows the District to pass the special tax and collect it. Spaulding gave an overview of Measure CC. Measure CC funds critical upgrades at some of the Park District's oldest and busiest parks Spaulding highlighted the projects in progress, and those completed. This resolution asked the Board to approve the special tax report and include the Measure CC appropriations into the 2019 budget.

Public Comment: Isis Feral spoke about her attendance at the public meetings and the board meetings. She said there was no transparency, and many who spoke were overlooked. Feral said that they will campaign against the District at the upcoming election. Mary Sue Meads stated that Measure CC does cover areas that are important to the public who enjoy the parks, and that vegetation management consists of cutting down healthy trees.

Director Corbett thanked the members of the public for attending the meetings and extended her appreciation for their comments. Corbett said that since District meetings are recorded and posted on the District website, she felt compelled to address a few comments that were made. Corbett maintained that there has been a thorough public input process, and she attended several of these meetings. There have been scores and scores of comments; some for Measure CC and some against, and staff has had the opportunity to listen and review them all. There have been committee hearings. The Board approved putting Measure CC extension on the ballot and the county has given it the letter designation of Measure FF. The District has followed the standard process, and there is no doubt there is disagreement. Director Corbett expressed that it is important for people listening, and for the record, to understand that the District has had a very public process, with lots of input. Board and staff will do their best to weigh and balance all of the information that is made available to make their decisions.

Director Rosario commented that he appreciates the public's comments and assured the public that the District has done its due diligence in studying the fuel break area along the wildfire interface. Having been a participant in the Oakland Hills Fire, Rosario explained that it is important to provide firefighters the opportunity to put the fires out. Rosario explained that the basic fire triangle is, topography and weather, which cannot be changed, but the third element of the triangle, fuel, can be controlled. Rosario expressed interest in removing herbicides from the District treatment plan, but until there is a viable plan, today's standard plan will continue to be used. The District is duly obligated to protect the public as much as possible, and the District's plan in the urban interface is a good one. Rosario stressed that the District does not want to put the firefighter's lives at stake. Rosario relayed that during the Oakland hills fire, he was dispatched to respond to a report of a firefighter and citizen down. He arrived and saw Fire Chief Riley, and a woman the Chief was assisting. Rosario had to rummage through her purse to find her identification and carried it for many hours until he could get back out of the fire area. He emphasized that he doesn't want citizens nor firefighters to go through that. Rosario stated he heartily approves of the District's vegetation plan.

Director Coffey said he was moved by Director Rosario's account, and he appreciated Director Corbett's comments. Coffey said there is a lot of science that supports the fuel management plan, and it is available to the public on the EBRPD website.

### 3. ACQUISITION, STEWARDSHIP & DEVELOPMENT DIVISION

- a. Authorization to Enter into and Exercise the Option, Purchase and Sale Agreement, and Transfer and Appropriate Funds for the Acquisition of 0.44± Acres of Real Property from Lon Gruenfeldt: Anthony Chabot Regional Park  
Resolution No. 2018 – 08 – 211 (attached)

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

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

Suzanne Lusk, Senior Park Planner used a PowerPoint to explain the acquisition of this property and the small house in the Anthony Chabot Regional Park using WWF Funds. The seller will be allowed to stay at the house for a month to pack, and by that time the District will have entered into a right of entry. Lusk reported there will be a historic evaluation.

Director Rosario asked the condition of the septic tank. Lusk replied it works, has been there for 40 years, and has only been replaced once. Rosario asked if the District could develop an extra tank for fire safety. Lusk responded that the tank is small. GM Doyle added that it can be evaluated by maintenance and operations. Director Lane said that once a decision is made, the District should send a letter to the EBMUD Board and indicate that the District made this purchase for District purposes, explain how it will contribute to the watershed, and outline what the District has done, and how it benefits EBMUD. Director Wieskamp said this land has unique views and she hopes the access point remains available. Wieskamp thanked staff for their work, and agreed it is worthwhile to send a letter.

- b. Authorization to Disperse Funds for the Dumbarton Quarry Transition Project: Coyote Hills Regional Park  
Resolution No. 2018 – 08 – 212 (attached)

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

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

Directors Against: None.

Directors Absent: None.

Glen Gilchrist, Design Manager, presentation highlighted that the new Dumbarton Quarry Campground will connect the Don Edwards National Wildlife Refuge to the south and Coyote Hills, Quarry Lakes and the Alameda Creek Regional Trail to the north. The District is obligated to pay for specific items such as permits and utility fees that are not in the agreement. GM Doyle gave background that the District spent two years negotiating through two legal counsels with the de Silva Group on what would happen if they couldn't fill the quarry. The current economy is providing good soil to add to the project site. Director Coffey asked about the patterns viewed on the slide. Gilchrist explained that they are the RV sites being shaped.

Director Wieskamp said that she is excited the project is in progress. Tipping fees close to \$4 million have helped pay many of the costs. Director Lane asked if the fiber optic and WIFI systems include wires in the ground. Gilchrist responded there are a lot of cables and access points on poles with extensive conduit and cable boxes. Director Rosario asked if \$355,000 is for construction. Gilchrist replied that it is for operations. President Waespi asked if the "movie" shown in this presentation can be made available to the Board and sent as a link in the invitation to the City of Fremont, Newark and, other agencies attending the Board field trip. Wieskamp thanked Kim Fisher, Landscape Architect for her hard work.

#### **4. BOARD AND STAFF REPORTS**

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

Director Lane asked if the pier project at Gateway is complete, and if there is a way to show how the park has evolved with film. Brian Holt, Chief of Planning replied that it is not completed, but is progressing quickly. Holt added that Chris Newey is looking for a place to locate a webcam. GM Doyle suggested asking the Bay Area Transit Authority to assist the District on filming.

#### **5. GENERAL MANAGER'S COMMENTS**

Kip Walsh, HR Chief Resources Officer introduced Alice Kenner, the new training manager.

President Waespi asked what is a drain lens that is mentioned on page 160. Steve Castile, Park Operations, will look it up and get back to him.

Director Lane asked about Tilden equipment shop and moving towards obtaining the California Green Business Certification. Ana Alvarez, DGM replied that as part of the Climate Action Committee, the District is working to assure District facilities receive a green certification. The Tilden service yard is one staff are pursuing. There are two facilities that have already received certification; Crab Cove and Peralta Oaks. At Tilden, there is an interest in doing a bio-swell to capture runoff from specific activities at the site, such as car washing. It is in its conceptual stage right now. President Waespi said that he was a part of the green business program, and the shops lost their certification. He is glad to see it is coming back on line. GM Doyle said that when Tilden Corp Yard burned down, the District installed a lot of modern technology, which makes it easier to certify. Director Lane stated the District is committed to following an environmental ethic, and she is happy to see the District is moving in that direction.

## 6. ANNOUNCEMENTS FROM CLOSED SESSION

District Counsel Victor announced that the Board voted to deny the claim of Aimi Guilles by a vote of 7 – 0.

## 7. BOARD COMMITTEE REPORTS

- |                          |           |           |
|--------------------------|-----------|-----------|
| a. Finance Committee     | (6-27-18) | (Corbett) |
| b. Legislative Committee | (7-20-18) | (Rosario) |

## 8. BOARD COMMENTS

Director Waespi reported on meetings attended. Director Waespi

- Attended the Regional Park Foundation meeting;
- Attended Executive Committee meeting;
- Attended the HASPA meeting;
- Spoke to the Castro Valley Rotary Club;
- Attended the Operations Committee meeting;
- Attended the Briones field trip;
- Met with a concerned group of citizens on the IO Hills Trail and discussed the possibility of fire with the Castro Valley MAC. The meeting was organized by Carol Johnson, AGM Public Affairs. Waespi thanked Aileen Theile, Brad Gallup, Lance Brede, and Steve Castile;
- Hiked Lake Chabot trails.

Waespi attended a wedding at Ardenwood.

Director Wieskamp reported on meetings attended. Director Wieskamp

- Attended the Livermore Chamber luncheon;
- Attended Alameda County Supervisor Scott Haggerty BBQ;
- Attended the Executive Committee;
- Attended the Operations Committee meeting;
- Attended the Briones field trip;
- Attending Fremont Liaison meeting at Ardenwood.

Wieskamp commented on the new water fountain at the water entrance at Vargas.

Director Rosario reported on meetings attended. Director Rosario

- Attended the One-on-One with GM;
- Attended the Briones field trip;
- Attended the Board meeting;

Rosario thanked staff, Miller and Cuning, on the pipeline information during the tour at Briones.

Director Corbett reported on meetings attended. Director Corbett

- Attended the July Operations Committee meeting;
- Met with staff to discuss the IPM program;
- Attended Draft EIR meeting on Sibley;
- Met with Carol Victor and Doug Biggs on Alameda Pt. Collaborative;
- Attended a tour of Oyster Bay with San Leandro City Councilmember Pete Ballew and staff;
- Attended the August Operations Committee meeting;
- Attended the Briones Field Trip;

Corbett commented on an article in the SF Chronicle which reflected on the wildfires, and discussed the importance of science and clearing fuel.

Director Lane reported on meetings attended. Director Lane

- Attended the Executive Committee meeting;
- Attended the Sibley LUP EIR public meeting at Trudeau;
- Attended the Briones Field Trip;
- Attended Port of Oakland Bay Tour;
- Attended Mayors Conference Danville;
- Attended Representative Mark DeSaulnier's event in Walnut Creek;
- One-on-One with GM;
- Met with Mayor Birsan and John Mercurio regarding Concord Hills;
- Attended East Bay Leadership State of the East Bay;

Lane hiked Bay Trail, Las Trampas and Diablo Foothills. Congratulations to all on getting the CC extensions letter designation as Measure FF from the county. Lane was able to watch the 4 Wheel Bob movie on KQED.

Director Dotson reported on meetings attended. Director Dotson

- Attended the Briones field trip.

Director Coffey reported on meetings attended. Director Coffey

- Attended the Ambassador staffing of the 4<sup>th</sup> of July in Hercules;
- Attended the Crab Cove concert in July;
- Toured the 3 Creeks Project in Brentwood with Contra Costa Co. Supervisor Diane Burgis and the Public Works Department;
- Attended Representative Mark DeSaulnier's event in Walnut Creek;
- Toured Contra Loma with Representative Jerry McNerney and Erich Pfuehler;
- Attended Briones field trip;
- Attended Big Break campfire with nieces;
- Attended What's Brewing in the Park at Pt. Pinole.

## **9. PUBLIC COMMENTS**

None.

## **E. ADJOURNMENT**

President Waespi adjourned the meeting at 3:09 pm. GM Doyle on behalf of the staff, congratulated the board members recently elected.

President Waespi adjourned the meeting in memory of Joe Perry, the longtime farmer at Ardenwood.