



**EAST BAY REGIONAL PARK DISTRICT  
BOARD EXECUTIVE COMMITTEE MEETING  
AGENDA STAFF REPORT**

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<b>DATE</b>	November 22, 2023
<b>TITLE</b>	Approval of the Minutes for the Board Executive Committee July 12, 2023
<b>DIVISION</b>	General Manager's Office
<b>FROM</b>	Stacey Munroe, Recording Clerk

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**RECOMMENDATION**

Recommend approval of the minutes for the Board Executive Committee July 12, 2023.

**COMMITTEE MIINUTES**

The July 12, 2023, Board Executive Committee (Committee) meeting was held pursuant to the Brown Act. Committee members and staff participated in the meeting in the Board Room at 2950 Peralta Oaks Court, Oakland, California.

The July 12, 2023, Board Executive Committee was video recorded and may be viewed by copying the following link: <https://www.youtube.com/watch?v=O3PHzfD2RRI>

Committee Chair Waespi called the meeting to order at 11:07 a.m.

**I. Roll Call**

Recording Clerk, Stacy Munroe conducted a roll call. Present were the following Directors and staff:

Committee: Chair Dennis Waespi, Director Colin Coffey, and Director Elizabeth Echols.

Staff Coordinators: Sabrina Landreth and Dr. Ana M. Alvarez

Staff and Presenters: Lynn Bourgault, Lisa Baldinger, Kailani Day, Katy Hornbeck, Jeff Rasmussen, Robert Kennedy, Eric Holmes, Sean Dougan, David Rusting, Stacy Munroe, and Elizabeth Tucker

## **2. Board Executive Committee 2023 Look-Ahead Calendar Update**

Deputy General Manager, Dr. Ana Alvarez presented on this informational item.

## **3. Doris Duke Conservation Scholar Program Update**

Legislative and Policy Management Analyst, Lisa Baldinger introduced this informational item. Lisa gave a brief overview and introduced intern Kailani Day, to give a presentation on the Climate-Equity Assessment of MLK JR. Regional Shoreline that she chose for her project. During her presentation, Ms. Day gave an update on what she has been doing during her summer internship to gather data for her assessment.

## **4. FEMA Creek Repair, Las Trampas to Briones Trail**

Assistant Finance Officer, Jeff Rasmussen introduced this item, with assistance from Kyle MacDonald from Foth Infrastructure & Environment, LLC Consultants. The Las Trampas to Briones Trail in Lafayette sustained damage during the 2017 storms. On November 28, 2018, the East Bay Regional Park District (Park District) submitted a request to modify the project's scope, proposing a change from rip rap to a log crib wall. However, the Park District has not yet received a final response to that request. During the recent 2023 storm, the trail suffered further damage, posing a threat to a neighboring home. As a result, the site now requires a conventional retaining wall for repairs. The Park District has requested Emergency Approval for this repair project, which is estimated to cost between \$800,000 and \$1.3 million. Funding for the project will be provided by FEMA (93.5%) and the Park District (6.5%).

Director Coffey expressed concern that FEMA is advising not to start on repair projects until their approval has been received. He asked if a repair is considered an emergency repair for health and safety reasons, can the District proceed with repairs without waiting for FEMA. Rasmussen explained that FEMA has two categories of repairs, emergency response and cleanup and permanent repairs and when FEMA is referring to projects to hold off on starting, they are referring to permanent repairs. With permanent repairs there is a process with FEMA to proceed with funding.

Director Echols mentioned the coming winter, which is forecasted to be another heavy storm season. She asked what the district can do to prepare and prevent safety issues. Rasmussen reiterated that there are no restrictions with FEMA on emergency repairs and the district will continue to address those safety issues as they arise.

President Waespi also expressed concern with holding off on repairs as directed by FEMA. He gave the example of East Shore Trail at Lake Chabot, which is arguably the most used trail at Lake Chabot and the need to start repairs before it rains again. He said that not making those repairs while it is dry is encouraging users to break rules while they wait for the district to fix the trail. Robert Kennedy, Chief of Maintenance and Skilled Trades, approached the podium to address the concern. Kennedy ensured the committee that they are working closely with the Stewardship department to ensure that they have the environmental compliance and permits to

do the work and they will be folding that into their routine maintenance. There is a temporary solution planned for the EastShore Trail until they are able to engineer a permanent solution. A project coordinator has also just been hired and they will be working on roughly 65 projects in need of repair.

Director Echols said that she would like to see staff consider using a labor contract for this item. General Counsel, Lynn Bourgault commented that cost would need to be evaluated as well as the pros and cons of that option.

**Recommendation:** The Board Executive Committee recommends to the full Board of Directors to proceed with the final design, bidding, and awarding of a construction contract as part of the Repair of the Las Trampas to Briones Trail in Lafayette Project. This recommendation aims to address the urgent repair needs of the trail and ensure its safety for public use.

**Approved the staff recommendation (3-0). Motion made by Director Coffey and seconded by Director Echols.**

## **5. Eckley Pier, Bay Water Trail Project**

Assistant Finance Officer, Jeff Rasmussen introduced this item, with assistance from Michael Vidra from CSW/Stuber-Stroeh Engineering Group, Inc. Development of the San Francisco Bay Water Trail is a key initiative for the East Bay Regional Park District (Park District). In January 2016, the Board directed staff to complete an assessment of the Park District's Bay Water Trail sites. In October 2016, the report was complete. The report evaluated 24 potential sites and recommended 20 Bay Water Trail sites throughout the Park District for development. On February 1, 2018, staff presented an update to the Executive Committee of the Board. On February 1, 2022, the Board awarded a contract to CSW/Stuber-Stroeh Engineering Group, Inc. Consultants to design and permit the Eckley Pier Bay Water Trail project. Staff requests that the Board Executive Committee provide comments related to the project design. The cost of the project is estimated to be between \$1.3 million and \$1.8 million to be funded by Measure WW and a grant from the California Wildlife Conservation Board.

Director Coffey commented that this project is well received in the Crockett community due to the popularity of kayaking but stated that he has received feedback regarding the concern of the strong currents at specific launching points. Rasmussen responded that there is planning for signage to address those concerns.

President Waespi inquired about the distance of the new restroom to the pier. Michael Vidra replied that the location of the restroom is more centrally located and not too far from the pier.

**Recommendation:** Staff recommends that the Board Executive Committee approve moving forward with the final design, bidding, and the award of a construction contract for this project to Construct the Eckley Pier Bay Water Trail Project at Carquinez Regional Shoreline and forward this item to the full Board of Directors for review and consideration.

**Approved the staff recommendation (3-0). Motion made by Director Coffey and seconded by Director Echols.**

**Public Comments:** Scott Bartlebaugh commented on this project and is excited to see the improvements.

## **6. Major Infrastructure Renovation and Replacement Fund (MIRR/553)**

Chief of Maintenance and Skilled Trades, Robert Kenney introduced this informational item, with assistance from Eric Holmes, Administrative Analyst II. The Major Infrastructure Renovation and Replacement Fund (MIRR/553) was established in 2012 to provide a program, over the long term, for the necessary major renovation and replacement of infrastructure owned and managed by the East Bay Regional Park District (Park District). These funds are used for a variety of major infrastructure and replacement programs. During the annual budget process projects and programs will be assessed for funding and timing. The Design and Construction Department (DECO) is responsible for several projects annually related to this program. Some of these DECO projects were referred to at the recent Capital Projects Study Session. Other programs utilizing these funds are managed by the Maintenance and Skilled Trades Department (MAST). Staff will provide updates on the implementation of the MIRR/553 program during the committee meeting on the programs below: Pavement Preservation and Maintenance Program (PPMP), MAST Major Maintenance Program, City Works - Work order management system, Chemical Toilets Replacement, VFA Facility Asset Management Program, and Roofing & Electrical Improvements.

Director Echols thanked the staff for the comprehensive report and commented that Canon Drive looks great. She also asked for clarification on the funding slides. Holmes went into more detail on the funding scenarios.

Director Coffey thanked senior management and staff for prioritizing bathrooms, which is well received by the public.

President Waespi echoed Director Coffey's comment. He also asked about buildings in landbanks. Holmes has stated that some of the buildings in landbanks have not yet been assessed. Kennedy followed up that there are still maintenance work requests being put in for those to keep track of what maintenance is needed.

General Manager, Sabrina Landreth also commented to remind the board members that during the study session around Land Acquisition, the administrative policy requires that they are evaluating ongoing maintenance costs to those properties in order to be proactive and implement preventative maintenance.

**Public Comments:** Kelly Abreu commented via Zoom, stating that facilities are not being treated equally. He gave a few examples of buildings that are falling apart and not being used. He commented that the district is not keeping up. Scott Bartlebaugh commented that the presentation does not include natural surface trails and that they should also be treated as an asset with a management program such as this.

## **7. Cooperative Agreement with Contra Costa Transportation Authority for the Bay Trail Gap Closure Improvement Project between Martinez Intermodal Station and Crockett**

Grants Manager, Katy Hornbeck presented on this recommendation item. The San Francisco Bay Trail Gap Closure Improvement project at Radke Martinez Regional Shoreline Park (Martinez Bay Trail Project) will construct a 0.5-mile, Class I shared-used path from Berrellesa Street parallel to the Union Pacific Railroad tracks to the Nejedly Staging Area at Carquinez Strait Regional Shoreline. This project is part of the vision to close a gap in the Bay Trail to provide continuous, direct, safe access between Martinez and Crockett. The estimated total project cost is \$4,008,121. The CCTA's application was selected for a grant award; however, DOT required CCTA to be the implementing agency for all five projects. In order for the CCTA to implement the Martinez Bay Trail Project, the East Bay Regional Park District (Park District) must enter into a cooperative agreement with CCTA.

Director Echols asked for clarification on if the CCTA would be managing the awarded grants. Hornbeck responded that it would just be the DOT grant.

Director Coffey mentioned that almost \$2 million dollars of the existing funding is coming from the Federal Bipartisan Infrastructure Legislation that the president pushed through congress. He also commented that there is \$255,000 added to the project due to contracting with the CCTA, which is something that may need to be looked at as unnecessary bureaucracy in the future to save on costs.

**Recommendation:** Staff recommends that the Board Executive Committee approve entering into a Cooperative Agreement with Contra Costa Transportation Authority for the Environmental Clearance, Plans, Specifications and Estimate, Right of Way, and Construction Phases for the Bay Trail Gap Closure Improvement Project between Martinez Intermodal Station and Crockett and forward this item to the full Board of Directions for review and authorization.

**Approved the staff recommendation (3-0). Motion made by Director Coffey and seconded by Director Echols.**

**Public Comments:** Scott Bartlebaugh commented that he thinks this is a great project however he encourages the Park District to continue to work towards cutting the green tape and bureaucracy that prevents work from getting done in a timely manner. He also pointed out the cost of the project for a half mile of trail. He asked for consideration of the cost benefit ratio.

## **8. Public Comments**

Kelly Abreu commented that the slides shown during the presentations are a misrepresentation from the District. He gave a few examples of projects that he feels are not represented accurately.

## **9. Committee Comments**

No board member comments.

**10. General Manager/Deputy General Manager Comments**

No comments.

**11. Adjournment**

There being no further business, Chair Waespi declared the meeting adjourned at 1:00 p.m.

Respectfully submitted,

Stacy Munroe, Recording Clerk