




**EAST BAY REGIONAL PARK DISTRICT
BOARD OF DIRECTORS MEETING
AGENDA STAFF REPORT**

DATE	Tuesday, December 19, 2023
TITLE	Authorization to Execute a Second Extension Amendment of a Donation Agreement with Chevron U.S.A. for a Recreational Trail Easement: San Francisco Bay Trail
DIVISION	Acquisition, Stewardship, and Development
FROM	Mike Reeves, Chief of Land Acquisition Ken Wysocki, AGM Acquisition, Stewardship and Development
APPROVED	Sabrina Landreth, General Manager 

RECOMMENDATION

The General Manager recommends that the Board of Directors authorize entering into an amendment of a recreational trail donation agreement with Chevron U.S.A. Inc. to extend the agreement for an additional three years for a segment of the San Francisco Bay Trail at Point San Pablo in Richmond.

BACKGROUND

Chevron U.S.A. Inc. (Chevron) owns various parcels of land on the Point San Pablo Peninsula in Richmond, including several stretches of the shoreline. Park District staff have identified the Point San Pablo Peninsula as a key segment to complete the San Francisco Bay Trail in the Richmond area. In 2009 the East Bay Regional Park District (Park District) entered into a Donation Agreement with Chevron that called for the donation of a recreational trail easement over Chevron lands for the purpose of extending the San Francisco Bay Trail along the Point San Pablo Peninsula Shoreline (Resolution No. 2009-11-291). The Donation Agreement was extended for an additional seven-year term in 2016 (Resolution No. 2016-10-268). That term expired earlier this month, and both parties now desire to further extend the term to provide additional time to complete the objectives of the Donation Agreement.

Since commencement of the Donation Agreement in 2009, the Park District has completed all design and permitting work on the first phase of the planned Bay Trail extension that will follow the western shoreline of the peninsula from the Richmond-San Rafael Bridge north to the Point Molate Beach Park. Chevron granted a trail easement to the Park District for this first phase on March 18, 2014. The trail easement agreement was amended in November 2023 to expand the recreational easement area from the original 20-foot width called for in the Donation Agreement to include portions of the shoreline and provide an enhanced Bay Trail experience for the public.

With the improved Phase 1 trail easement finalized, staff is now focusing attention on identifying the most feasible alignment for the Phase 2 trail easement along Chevron's more northerly shoreline areas from the Point Molate area north to the city-owned Terminal Four site at Point San Pablo, and

from the Terminal Four site to Point San Pablo Harbor. The proposed three-year extension to the Donation Agreement will provide time to identify a trail alignment and finalize the Phase 2 trail easement with Chevron.

ANALYSIS

The proposed three-year extension to the Donation Agreement should provide sufficient time for the Park District to identify a suitable trail alignment and complete the grant of the Phase 2 easement from Chevron, allowing both parties to complete their obligations under the terms of the original 2009 Donation Agreement.

FISCAL IMPACT

There are no costs associated with this extension amendment aside from staff time.

ATTACHMENTS

Attachment A: Map



**EAST BAY REGIONAL PARK DISTRICT
RESOLUTION NO. 2023-12-
DECEMBER 19, 2023**

**AUTHORIZATION TO EXECUTE A SECOND EXTENSION AMENDMENT OF A
DONATION AGREEMENT WITH CHEVRON U.S.A. FOR A RECREATIONAL
TRAIL EASEMENT: SAN FRANCISCO BAY TRAIL**

WHEREAS, the East Bay Regional Park District (Park District) recognizes Point San Pablo Peninsula shoreline as a key segment in connecting the San Francisco Bay Trail through the Richmond area; and

WHEREAS, Chevron U.S.A., Inc. (Chevron) owns parcels of land at the Point San Pablo Peninsula including sections of the shoreline; and

WHEREAS, on November 3, 2009, by its Resolution Number 2009-11-291, the Board of Directors authorized the execution of a Donation Agreement ("Agreement") with Chevron U.S.A. Inc. for the donation of real property rights to construct and operate a recreational trail along the Point San Pablo Peninsula shoreline on Chevron's property; and

WHEREAS, on October 18, 2016, by its Resolution Number 2016-10-268, the Board of Directors authorized the execution of a seven-year extension to the Agreement to allow for additional time to complete the trail easement; and

WHEREAS, Chevron and the Park District have completed the donation of a trail easement covering Phase 1 of the proposed trail; and

WHEREAS, Chevron and the Park District now propose an extension for an additional three years to allow for completion of Phase 2 of the trail alignment and easement;

NOW, THEREFORE BE IT RESOLVED, that the Board of Directors of the East Bay Regional Park District hereby authorize entering into an extension of a donation agreement with Chevron U.S.A. Inc. as presented to the Board on December 19, 2023; and

BE IT FURTHER RESOLVED, that the General Manager is hereby authorized and directed, on behalf of the Park District and in its name, to execute and deliver such documents and to do such acts as may be deemed necessary or appropriate to accomplish the intentions of this resolution.

Moved by Director _____, and seconded by Director _____, and adopted December 19, 2023, by the following vote:

FOR:

AGAINST:
ABSTAIN:
ABSENT: