




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

DATE	December 19, 2023
TITLE	Authorization to Enter into Special Use Agreement with Oyster Bay Disc Golf Club
DIVISION	Operations
FROM	Ruby Tumber, Acting Business Services Manager Lisa Goorjian, AGM of Operations
APPROVED	Sabrina Landreth, General Manager 

RECOMMENDATION

The General Manager recommends that the Board of Directors authorize a Special Use Agreement with the Oyster Bay Disc Golf Club for a five-year term, with a possible 5-year extension, with a \$100 annual fee for Oyster Bay Regional Shoreline.

BACKGROUND

Oyster Bay Regional Shoreline (Oyster Bay), located in San Leandro, California, is a 194-acre former landfill site located at the western terminus of Davis Street and was acquired by the East Bay Regional Park District (Park District) in 1977 to develop as a regional shoreline park for the eventual provision of public recreation. The Land Use Plan established in 1977, and most recently updated in 2013, included plans for a variety of recreational opportunities including a Disc Golf Course.

Disc golf is a relatively new recreational activity with the Park District. Disc golf is a low-cost form of recreation that can be enjoyed year-round and can share space with other types of passive recreational activities. Disc golf promotes exercise with minimal risk of physical injury that can be played by people of all age and skill levels.

The Park District entered into a contract with Whirlwind Disc Golf (Leonard Muise) in February 2017 to design and install the 18-hole course and provide all the necessary equipment at each hole location within the park. The installation was completed, and the course opened in October 2021. Leonard Muise and Carter Asan established a club, Oyster Bay Disc Golf Club (Club), to continue to maintain the course and hold special events. The club is a not-for-profit group with membership available to the general public.

The East Bay Regional Park District Board of Directors approved a two-year pilot program Resolution No. 2021-12-354 with a Special Use Agreement for the Club to use the course to promote the sport of disc golf, at this location and beyond, to the disc golf community and the general public with an emphasis on outreach and maintenance of the disc golf course in good playable condition. No new basket locations will be established on the course without approval by the Park District, but the Club occasionally moves baskets to existing alternate locations to provide variation to course players. The Club sells items to fund the club's activities, such as discs, hats, and T-shirts. The Club has non-exclusive use of the course, except during their special events, as the course is not fenced off and non-playing members of the public may enter at any time. The sport has gained

popularity in recent years, with the course seeing an estimated 80,000-100,000 rounds of disc golf played between October 2021 to the end of 2022. The Oyster Bay Disc Club members have no onsite storage, and they are not allowed vehicle entry into the park. vehicles

At the November 14, 2023, the Board Operations Committee reviewed and voted unanimously to recommend favorable consideration by the Board of Directors for a five-year term with a possible second five-year term for special use of the course.

ANALYSIS

The Club has complied with the terms of the pilot Special Use Agreement, which terminates December 31, 2023, and has paid the Special Use Agreement fee of \$100. By conducting quarterly workdays, the Club has maintained the course in good playable condition with monthly site inspections of signs, baskets, and tees. The Club has partnered with the Park District to gain assistance and guidance with maintaining the tee pads keeping the surface in good condition using hand tools only, graffiti removal as needed, and working with the Park District on erosion control and other environmental issues such as weed management which have been as expected.

The Club has the option to run up to five events per year per the Special Use Agreement, generally in a Professional Disc Golf Association tournament format, over one to three days. At least three of these events, if held, will be open to outreach groups representing a particular subset of disc golfers, for example, disc golfer with hearing impairments, a women-only event, and/or a youth event. These events would follow the normal Park District approval process for Special Event Permits, with no fee. The course will be closed to non- participating players during Special Events. Spectators will be encouraged to attend but will be limited to certain areas for safety reasons.

FISCAL IMPACT

The Club will pay a \$100 annual fee, collected as revenue to the Park District This is the same fee charged during the pilot.

ATTACHMENTS

None.



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

**AUTHORIZATION TO ENTER INTO SPECIAL USE AGREEMENT WITH OYSTER
BAY DISC GOLF CLUB**

WHEREAS, Oyster Bay Regional Shoreline was acquired by the East Bay Regional Park District (Park District) in 1977 to develop as a regional shoreline park for the eventual provision of public recreation and included plans for a variety of recreational opportunities, including a Disc Golf Course; and

WHEREAS, the installation of the disc golf course was completed in October 2021 and the Oyster Bay Disc Golf Club (Club) was established as a 501(c)3 Charitable Corporation with membership open to the general public; and

WHEREAS, the Club will host special events open to Club members and the general public to encourage the sport of disc golf in accordance with the Park District's Special Event Policy and procedures and members will maintain the course including monthly inspections, manual weed control, repairs to equipment and as-needed support with graffiti removal; and

WHEREAS, the Park District will be responsible for general park maintenance, replacement of damaged baskets or equipment, and all mowing in the course that cannot be completed manually; and

WHEREAS, the Park District has assessed the Club's effectiveness with this new recreational activity and its compliance with the terms of a Special Use Agreement after a two-year initial term granted via Resolution No.2021-12-354 and found the Club compliance sufficient to continue the Agreement; and

WHEREAS, on November 14, 2023, the Board Operations Committee reviewed and voted unanimously to recommend favorable consideration by the Board of Directors for a five-year term with a possible second five-year term for special use of the course, to maintain the course in good playable condition in partnership with the Park District's assistance and guidance with quarterly workdays and to sell items on special event days to fund the club's activities, such as discs, hats, and T-shirts;

NOW, THEREFORE BE IT RESOLVED, that the Board of Directors of the East Bay Regional Park District hereby approves a five-year Special Use Agreement beginning January 1, 2024, with a possible 5-year extension, with Oyster Bay Disc Golf Club for the non-exclusive use of the disc golf course in Oyster Bay Regional Shoreline with a \$100 annual fee 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: