



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

DATE	July 16, 2024
TITLE	Approval of the Minutes for the Board Meeting June 4, 2024
DIVISION	General Manager’s Office
FROM	Yolande Barial Knight, Clerk of the Board

RECOMMENDATION

The General Manager recommends the Board of Directors approve the attached minutes for the Board Meeting of June 4, 2024.

BOARD MINUTES JUNE 4, 2024

The Closed Session Board Meeting, which was held June 4, 2024, at East Bay Regional Park District, 2950 Peralta Oaks Court, Oakland, CA 94605 was called to order at 12:26 p.m. by Board President Elizabeth Echols.

The June 4, 2024 the Board of Directors meeting was video recorded and may be viewed by clicking the following link: <https://ebparks.new.swagit.com/videos/306965>

I. ROLL CALL

Directors Present:

- Elizabeth Echols, President
 - Ellen Corbett, Vice President
 - John Mercurio, Secretary
 - Olivia Sanwong, Treasurer
 - Colin Coffey
 - Dennis Waespi
 - Dee Rosario
- Directors Remote: None
Directors Absent: None

Staff Present: Sabrina Landreth, General Manager; Lynne Bourgault, General Counsel
Guests: None.

II. PUBLIC COMMENTS ON CLOSED SESSION AGENDA ITEMS

None

III. CLOSED SESSION ITEMS

**A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Pursuant to Gov. Code Section 54956.8)**

Properties: Contra Costa County – 561-100-050 through -055, 561-420-001 and -002, 561-430-001, 561-440-001 through -004, and 561-450-001 through -031;

Stenmark Drive, Richmond
Agency Negotiators: Sabrina Landreth, Ken Wysocki
Negotiating Parties: Point Molate Futures, LLC
Under Negotiation: Price and terms of payment

The Board Meeting, which was held June 4, 2024, at East Bay Regional Park District, 2950 Peralta Oaks Court, Oakland, CA 94605 called the Open Session of the Board Meeting to order at 1:20 p.m. by Board President Elizabeth Echols.

The June 4, Board of Directors meeting was video recorded and may be viewed by clicking the following link: <https://ebparks.new.swagit.com/videos/306965>

I. ROLL CALL

Directors Present:

Elizabeth Echols, President

Ellen Corbett, Vice President

John Mercurio, Secretary

Olivia Sanwong, Treasurer

Colin Coffey

Dennis Waespi

Dee Rosario

Directors Remote: None

Directors Absent: None

Staff Present: Sabrina Landreth, Lynne Bourgault, Debra Fuller, Yulie Padmore, Anna Londonio, Mike Moran, Allyson Cook, Renee Patterson, Robert Kennedy, Lauren Bernstein, Amanda Gallo, Amir Aziz, Deborah Spaulding, Ken Wysocki, Ren Bates, Sara Fetterly and Katy Hornbeck.

II. PLEDGE OF ALLEGIANCE

Director Mercurio led the Pledge of Allegiance.

III. LAND ACKNOWLEDGEMENT

Director Rosario read the Native American land acknowledgment.

IV. APPROVAL OF AGENDA

By motion of Director Rosario, and seconded by Director Mercurio, the Board voted unanimously to approve the agenda.

Directors Present: Colin Coffey, Ellen Corbett, Elizabeth Echols, John Mercurio, Dee Rosario, Olivia Sanwong, Dennis Waespi.

Directors Against: None

Directors Absent: None

Abstain: None

V. SPECIAL PRESENTATIONS

A. Resolution Proclaiming June 2024 as East Bay Regional Park District Mountain Biking Month

Resolution Proclaiming June 2024 as East Bay Regional Park District Mountain Biking Month
Resolution No. 2024 – 06 – 111

Scott Bartlebaugh, Advocacy Director for Bicycle Trails Council of the East Bay commented in favor of proclamation on behalf of their members and the broader mountain bike community. Director Rosario requested friendly amendment to the 3rd WHEREAS addition to the language stewardship to replace steward and maintain put manual labor for stewardship of our parks and in the 7th WHEREAS add safe and legal mountain biking. Director Sanwong requests between WHEREAS 10 and 11, WHEREAS mountain biking became an official Olympic event at the Atlanta games in 1996, and the summer games will be returning to the US in 2028 in Los Angeles, California. Chris Campbell shared his appreciation to the measure and the opportunity to grow access to the youth.

Moved by **Director Rosario** seconded by **Director Sanwong**

FOR: Colin Coffey, Elizabeth Echols, John Mercurio, Dee Rosario,
Olivia Sanwong, Dennis Waespi, Ellen Corbett
AGAINST: None
ABSENT: None
ABSTAIN: None

VI. PUBLIC COMMENT

Frank Mellon spoke on two events directly related to the Park District's support for the public use of the park. June 1st, veterans in Castro Valley did a charity golf tournament to help veterans. The second event was on June 2nd the Lake Chabot Trail Challenge. Renee Patterson reminded the Board about the PERS filing.

VII. ANNOUNCEMENTS

None

VIII. BUSINESS BEFORE THE BOARD

a. CONSENT CALENDAR

The Board of Directors made a motion to approve the consent calendar.

Moved by Director Mercurio seconded by Director Rosario

FOR: Colin Coffey, Elizabeth Echols, John Mercurio, Dee Rosario,
Olivia Sanwong, Dennis Waespi, Ellen Corbett
AGAINST: None
ABSENT: None
ABSTAIN: None

1. Approval of Park District Check Listing for the Period of March 18, 2024 through March 31, 2024.
Resolution No. 2024 – 06 – 112
2. Approval of Resolution Ordering and Giving Notice of an Election to be Held in the East Bay Regional Park District for the Purpose of Electing Three Directors and Requesting the Board of Supervisors of Alameda and Contra Costa Counties to Consolidate the District Election with the Statewide General Election Being Held November 5, 2024
Resolution No. 2024 – 06 – 113

3. Acceptance of the March 31, 2024 Investment Report and Portfolio Review
Resolution No. 2024 – 06 – 114

4. Recommendation to Support State Legislation AB 3023 and AB 3147
Resolution No. 2024 – 06 – 115

Director Sanwong asked if Senate Bill 1060 was approved. Erich Pfuehler, Chief of Government and Legislative Affairs stated they have not taken a position on it will add to the list to look at for the next meeting. Scott Bartlebaugh, Advocacy Director of Bicycle Trust Council at East Bay, states a Trails Conservancy will help elevate the priority and state level support for trails and thanks the Board for their support of AB3147.

5. Recommendation to Support Federal Legislation: S. Res. 595 and H. Res. 1075, H.R. 7070, H.R. 7462, and H.R. 7525
Resolution No. 2024 – 06 – 116

6. Approval of Out-of- State Travel for Directors Corbett, Mercurio, Rosario and Waespi to Attend the 2024 Special Park Districts Forum (SPDF) at Minnetonka, Minnesota from June 10-13, 2024
Resolution No. 2024 – 06 – 117

7. Authorization to Enter into a Memorandum of Understanding with the Contra Costa County District Attorney's Office to Disclose Brady Information
Resolution No. 2024 – 06 – 118

8. Authorization to Enter into a Memorandum of Understanding with Bay Area Women Against Rape (BAWAR)
Resolution No. 2024 – 06 – 119

9. Authorization to Apply to California Department of Transportation for Federal and State Funding from the Active Transportation Program for the Richmond Bay Trail Gap Closure Project
Resolution No. 2024 – 06 – 120

10. Authorization to Apply to U.S. Department of Transportation for Federal Funding from the Active Transportation Infrastructure Investment Program for the Richmond Bay Trail Gap Closure Project
Resolution No. 2024 – 06 – 121

11. Authorization to Accept Funds from the California Office of Emergency Services and the Federal Emergency Management Agency's PreDisaster Management Program for Wildfire Mitigation in the Amount of \$1,383,069: Anthony Chabot Regional Park
Resolution No. 2024 – 06 – 122

12. Adoption of Resolution of Intention to Order Improvements, Grant Preliminary Approval to the Draft Engineer's Report, Establish Date of Public Hearing and Instruct the Clerk of the Board to Provide Appropriate Public Notice of Hearing: Alameda County/Contra Costa County Regional Trails Landscaping and Lighting Assessment District (Two County LLD), including ZB-1 (Five Canyons), ZB-2 (Dublin Hills), ZB-3 (Walpert Ridge), ZB-4 (San Ramon Hills), ZB-5 (Stone Valley), and ZB-6 (Gateway Valley/Sibley Volcanic) (Zones of Benefit)
Resolution No. 2024 – 06 – 123

13. Authorization to Purchase BearSaver Three-Stream Trash Receptacles in the Amount of \$139,266

Resolution No. 2024 – 06 – 124

Director Waespi requested a follow-up of any results from the pilot program. Robert Kennedy, Chief of MAST will provide the data collected.

14. Authorization to Purchase One Off-Road Rescue Utility Vehicle in the Total Amount of \$50,466 from Polaris as an Addition to the Fleet

Resolution No. 2024 – 06 – 125

Director Waespi requested an image of the utility vehicle and moving forward would like photos of proposed purchases of items.

15. Authorization to Purchase Two Ford Pursuit Utility Hybrid Vehicles in the Total Amount of \$120,202 from Folsom Lake Ford for Public Safety Fleet Vehicle Replacements

Resolution No. 2024 – 06 – 126

IX. ACQUISITION, STEWARDSHIP AND DEVELOPMENT DIVISION

Project Update on the Replace Environmental Education Center (EEC)
Presentation provided by Jim Devlin, Architect and Project Manager and Mike Moran, Interpretive and Recreation Services Regional Manager for schematic design for the EEC.

Director Sanwong suggested for the next review to include number of school groups over the last 5 to 10 years, data on weekend visitors, hikers versus some of the different facilities. Director Waespi comments on the opportunity to include biochar in the design. Director Mercurio asks if the planting design will be tied into the educational programs or used as an educational tool. Director Echols appreciated the design of the visitor center entrance with a focus on the Ohlone people and the importance of consulting with the Ohlone people.

President Echols called a recess at 3:04 PM. The meeting reconvened at 3:15 PM with all members present.

- a. Approval of the Amended and Restated Hayward Area Shoreline Planning Agency (HASPA) Joint Exercise of Powers Agreement: Hayward Regional Shoreline
Resolution No. 2024 – 06 – 127

Director Sanwong states there are interests in the historic tributary versus the current flood control channel in terms of increasing stakeholders and interests. Alameda Creek Watershed has interest. Director Mercurio asked about the Caltrans grant. Devan Reiff, Principal Planner clarifies that the Caltrans grant paid for the master plan several years ago, some studies of the Hayward bridge touch down and sea level rise adaptation, and Caltrans is part of the Technical Advisory Committee. Director Corbett asked about the San Leandro land, and what support can be provided that will also have impacts because of the land use. Reiff stated they will be in conversation with San Leandro to gauge their interest. Corbett requested to be included in meetings with City of San Leandro on a number of areas along their shoreline. Director Waespi acknowledged Devan Reiff, Eddie Willis, Amanda Sanders, Matt Graul, Dave Reinsche and Chris Barton for their work with the Hayward Marsh Project.

Moved by **Director Waespi** seconded by **Director Rosario**

FOR: Colin Coffey, Elizabeth Echols, John Mercurio, Dee Rosario,
Olivia Sanwong, Dennis Waespi, Ellen Corbett
AGAINST: None
ABSENT: None
ABSTAIN: None

X. FINANCE AND MANAGEMENT SERVICES DIVISION

- a. Authorization to Enter into a Funding Agreement with San Francisco Estuary Partnership to AcceptFunds for the Hayward Area Shoreline Planning Agency (HASPA) Shoreline Master Plan Implementation Project in the Amount of \$550,000
Resolution No. 2024 – 06 – 128

Moved by **Director Waespi** seconded by **Director Corbett**

FOR: Colin Coffey, Elizabeth Echols, John Mercurio, Dee Rosario,
Olivia Sanwong, Dennis Waespi, Ellen Corbett
AGAINST: None
ABSENT: None
ABSTAIN: None

- b. Informational Report on 457 Plan Transition

Deborah Spaulding, Assistant General Manager, Finance and Management Services presented a PowerPoint on Informational Report on 457 Plan Transition.

Director Waespi asked what are the total participants in the program, employees, former employees, and retirees? Spaulding responded that approximately 1,055 are currently enrolled and approximately 668 are employees. Waespi asked what would occur if participants wanted to pull out of Empower.

Public Comment: Susan Gonzales states staff didn't adhere to standard District procedures, state law, poor communication to former employees that has produced records showing the reduction in services and the increase in fees. Gonzales states that the Board consider taking an action to smooth the transition. Paul Rankin and Pete Volin expressed concern with the process of change to Empower. Donna Cuoco, retired employee, states she was never notified about the change to Empower. Director Rosario asked Deborah Spaulding to repeat the section about how Mission Square compares with Empower regarding charges, what investments people had in all of the fund lineup that Mission Square had and then can you map that over to the new Empower fund, the fees are from the two and the savings is \$200,00? President Echols thanked everyone for their time and sharing concerns. It is an informational item so no action at this point.

XI. PUBLIC SAFETY DIVISION

- a. 2023 Police Department Annual Report

Captain Giorgio Chevez presented 2023 Police Department Annual Report. Director Rosario asked how many shifts and officers in each shift. Chevez said there are six patrol shifts, two-day shifts, two swing shifts and two graveyard shifts. It depends on the winter staffing and summer staffing model. Typically, with 3 officers and a sergeant. Director Waespi asked if Cal Fire is willing to partner with the Park District. Chevez said they have an MOU with Cal Fire. Director Sanwong would like to see

separate reports on rescue, wildfire repression and how overlapping point get captured. Director Coffey expressed appreciation for the police force.

XII. GENERAL MANAGER'S COMMENTS

None.

XIII. ANNOUNCEMENTS FROM CLOSED SESSION

None.

XIV. BOARD COMMENTS

Director Rosario reported on meetings attended. Director Rosario:

- Attended the Finance Committee meeting on May 22;
- Attended the Alder Creek Restoration ribbon cutting on May 23;
- San Francisco State of the Estuary Conference at Scottish Rite Temple from May 28th – May 29th;
- Attended Black Birders week at Lake Temescal; and
- Attended the Gay Pride event at Tilden EEC on June 2.

Director Mercurio reported on meetings attended. Director Mercurio:

- Attended the Finance Committee meeting on May 22.

Director Corbett reported on meetings attended. Director Corbett:

- Attended the Cherry Festival in San Leandro.

Director Waespi reported on meetings attended. Director Waespi:

- Attended the California Association of Recreation and Park District's Annual Conference on May 22 – May 24;
- Attended 1:1 with Ken Wysocki on May 28; and
- Attended 1:1 hike with GM Sabrina Landreth at Lake Chabot June 3.

Director Sanwong reported on meeting attended. Director Sanwong:

- Attended the Operations Committee on May 29th.

Director Coffey reported on meetings attended. Director Coffey:

- Attended the California Association of Rec and Park Districts on May 22 – May 24; and
- Attended Operations Committee on May 29.
- Attended Contra Costa Bar Association's Port Chicago Task Force;
- Attended Neighbors to Neighborhoods 25th Anniversary at San Pablo Harbor on June 1; and
- Attended Park Ambassadors at Hercules Cultural Festival on June 2.

President Echols reported on meetings attended. Director Echols:

- Attended Alder and Leatherwood Creek Restoration and Eastport Staging Area Ribbon Cutting May 23; and
- Attended Pride in the Park at Tilden on June 2.

Director Echols addressed the 50th anniversary of two fallen EBRPD officers who lost their lives in a helicopter accident on June 4th, 1974.

XIV. ADJOURNMENT

President Echols adjourned the meeting at 5:42 p.m.