

2. Approval of Board Meeting Minutes for Board Meeting of December 17, 2024



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

DATE	February 18, 2025
TITLE	Approval of the Minutes for the Board Meeting December 17, 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 December 17, 2024.

BOARD MINUTES DECEMBER 17, 2024

The Closed Session Board Meeting, which was held December 17, 2024, at East Bay Regional Park District, 2950 Peralta Oaks Court, Oakland, CA 94605 was called to order at 11:11 a.m. by Board President Elizabeth Echols.

I. ROLL CALL

Directors Present:
Elizabeth Echols, President
Olivia Sanwong, Secretary
John Mercurio, Treasurer
Dennis Waespi
Dee Rosario
Colin Coffey
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 LABOR NEGOTIATORS (Pursuant to Gov. Code Section 54957.6)
Agency Designated Representatives: Allyson Cook
Employee Organization(s): Unrepresented

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant Exposure to Litigation pursuant to Gov. Code Section 54956.9(d)(2): [One Case]

C. 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, Becky Bremser

Negotiating Parties: Point Molate Futures, LLC Under Negotiation: Price and terms of payment

The Board Meeting, which was held December 17, 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 1:24 p.m. by Board President Elizabeth Echols.

I. ROLL CALL

Directors Present:

Elizabeth Echols, President

Olivia Sanwong, Secretary

John Mercurio, Treasurer

Dennis Waespi

Dee Rosario

Colin Coffey

Directors Remote: None

Directors Absent: None

Staff Present: Sabrina Landreth, Lynne Bourgault, Debra Fuller, Yolande Barial-Knight, Tiffany Margulici, Roberto Filice, Max Korten, Sean Dougan, Matt Graul, Deborah Spaulding, Allyson Cook, Erich Pfuehler, Lisa Baldinger

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

Moved by Director Rosario seconded by Director Waespi, and adopted December 17, 2024 by the following vote:

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

V. SPECIAL PRESENTATIONS

A. Special Recognition Honoring Director Dee Rosario

President Echols read the proclamation honoring Director Rosario from the Park District. Acknowledgements and Proclamations presented to: Assemblymember Mia Bonta, Office of Congresswoman Barbara Lee Field Representative Joe Hansen, Office of State Senator Aisha Wahab and Senator Skinner staff member Astrid Scott, Office of Assemblymember Liz Ortega District Director Karishma Khatri, District Director Michelle Henry, Ted Radosevich, Linus Eukel, Lauren Bernstein, Regional Parks Foundation, expressed gratitude for Director Rosario's service and highlighting Director

Rosario’s work. Director Sanwong, Director Mercurio, Director Coffey, Director Waespi, and President Echols shared memories and expressed their appreciation for Director Rosario.

B. Special Recognition of The Taylor Family Foundation

Tiffany Margulici, Business Services Manager presented special recognition to The Taylor Family Foundation. Ms. Elaine Taylor thanked the staff, the Board and her husband for all of the work and the commitment.

C. Recognition of Public Service with the East Bay Regional Park District for the following three Public Safety Employees: Sergeant Anthony Segotta, 31 years, Sergeant Dustin Martinelli, 29 year, Communications, Records and Property Manager, Patty Gershaneck, 21 years

Roberto Filice, Assistant General Manager Public Safety, Captain Giorgio Chavez presented and recognized three public safety employees for their service.

VI. PUBLIC COMMENTS

Renee Patterson, Administrative Analyst, reminded the Board about the PERS filing that AFSCME filed for unfair practice charge on August 26, 2022.

VII. ANNOUNCEMENTS

None.

VIII. BUSINESS BEFORE THE BOARD

a. CONSENT CALENDAR

President Echols stated item 8.A4 was pulled from the consent calendar. Echols read a correction to the staff report on item 8.A5, noting that the Clerk’s Office should amend the item to reflect the omission of votes cast in Contra Costa County for Ward 2 and to make a separate vote. The Clerk will change the resolution to reflect: The Contra Costa County Elections Officials Reported the following votes and percentages for the candidates. In Contra Costa County: Lynda Deschambault 24,667 votes with 56.01% of the vote. Shane Reisman, 12,219 votes with 27.74% of the vote, and Casey Allyson Farmer, 7157 votes, 16.25% of the votes.

Moved by **Director Rosario** seconded by **Director Waespi**, and adopted December 17, 2024 by the following vote:

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

1. Approval of Park District Check Listing for the Period of September 30, 2024 Through October 20, 2024
Resolution No. 2024 – 12 – 269
2. Recommendation to Support 2025 Park Advisory Committee Objectives
Resolution No. 2024 – 12 – 270
3. Certification of November 2024 Election Results and Resolution Declaring Three Candidates Elected as Directors of the East Bay Regional Park District

Resolution No. 2024 – 12 – 272

5. Approval to Appoint to the Park Advisory Committee: Carlyn Obringer, Contra Costa Mayors' Conference and Roland Williams, Alameda County California Special Districts Association
Resolution No. 2024 – 12 – 273
6. Authorization to Accept an Emergency Vehicle Access (EVA) Easement from Ronald Knarr: Briones Regional Park
CEQA Determination: Exempt per 14 Cal Code Regs §15317
Resolution No. 2024 – 12 – 274
7. Authorization to Enter into a Three-Year Cooperative Agreement with Clayton Valley Charter High School to Provide Educational and Aquatic Services
Resolution No. 2024 – 12 – 275
8. Authorization to Execute Agricultural License with Herman's Maintenance and Landscaping at Coyote Hills Regional Park
CEQA Determination: Exempt per 14 Cal Code Regs §15301, §15302, §15304, §15061(b)(3)
Resolution No. 2024 – 12 – 276
9. Authorization to Award and Execute a Professional Services Contract for \$140,000 with Freyer & Laureta, Inc. for the Connect Sewer Project: Roberts Regional Recreation Area
CEQA Determination: Exempt per 14 Cal Code Regs §15262
Resolution No. 2024 – 12 – 277
10. Authorization to Award a Contract to Frontier Resource Management, LLC in the Amount of \$127,142 to Conduct a Forest Inventory Suitable to Inform Development of a Redwood Forest Management Plan that will Support and Enhance the Health of the East Bay Redwoods: Districtwide
CEQA Determination: Exempt per 14 Cal Code Regs §15262
Resolution No. 2024 – 12 – 278
11. Authorization to Award a Contract to Print and Distribute Regional in Nature (RIN) Activity Guide for the Year 2025 in the Amount of \$363,000
Resolution No. 2024 – 12 – 279
12. Authorization to Apply for Grant Funds from the California Department of Fish and Wildlife's Boating Access Program for Quagga Inspection at Del Valle Regional Park in an Amount up to \$750,000
Resolution No. 2024 – 12 – 280
13. Recommendation to Adopt the Revised Policy 6.1: Major Infrastructure Renovation and Replacement Fund (MIRR/553)
Resolution No. 2024 – 12 – 281
14. Recommendation to Implement a "Fresh Start" for the CalPERS Miscellaneous Pension Plan and Approve Pension Liability Payment from the Pension Trust
Resolution No. 2024 – 12 – 282

Board of Directors pulled VIII A.4 for a separate vote:

4. Appointment of Board Officers for 2025 Year

Resolution No. 2024 – 12 – 271

Director Mercurio announced that there will be a change of officer positions: Director Waespi to Secretary and Director Coffey to Treasurer.

Moved by **Director Mercurio**, seconded by **Director Rosario** and adopted December 17, 2024 by the following vote:

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

President Echols moved Section B – General Manager’s Office be moved to the end of the agenda.

President Echols interjected that a few members of the public expressed that the 12/6 Executive Committee meeting is not properly noticed. Staff has determined that the meeting was properly noticed. The Board will not consider the recommendation by the Executive Committee and look at this de novo. Will treat this as if its coming to the full board without any recommendation from the executive committee.

C. ACQUISITION, STEWARDSHIP AND DEVELOPMENT DIVISION

Deputy General Manager, Max Korten introduced Sean Dougan, Trails Program Manager who presented a very extensive update and recommendation for the Briones Pilot Project. Matt Graul, Division Lead added an in-depth Stewardship perspective. Director Rosario said that this project has educated all user types however he is hesitant about removing the alternate days. Korten replied that the alternate days is not in the Ordinance. Director Coffey agreed with Rosario on alternative days. Director Sanwong asked why were Del Valle and Pleasanton Ridge chosen to study next? Dougan responded that the parks were similar, and data could be tested – slope analysis, restoration opportunities based on habitat. Director Waespi agrees with Rosario, Coffey and Mercurio regarding the alternative days. Director Mercurio added that this has resulted in less conflict, engagement for youth and restoration of trail. Director Echols congratulated Stewardship on their commitments and the efforts of the volunteers and will consider mountain bike specific trails and any future planning going forward.

Public Comments brought forth from Jim Hansen, Norm LaForce, Amelia Marshall, Scott Bartlebaugh, Alex Neilson, David Cerveneka, Robbie Meyer, and Joel Schrock expressed concern and comments about item VIII. C. I. Director Rosario made the motion to adopt the recommendation from staff, with the direction to look at unidirectional for the transverse trail and keep the alternative days. President Echols asks Director Rosario to accept a friendly amendment to direct staff to focus on other groups going forward. Director Rosario accepted.

- I. Authorization to Amend Attachment A of Ordinance 38 to Include Trail Designations and Rules on 5.75 Miles of Trails: Briones Regional Park
Resolution No. 2024 – 12 – 283

Moved by **Director Rosario**, seconded by **Director Coffey** and adopted December 17, 2024 by the following vote:

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

ABSENT: None.

President Echols called for a 10-minute break.

2. Authorization to Amend the On-Call Trail Services Agreement with Santa Cruz Mountains Trail Stewardship for the Amount Not to Exceed \$1,500,000: District-wide
CEQA Determination: Exempt per 14 Cal Code Regs §15301, §15302, §15304, §15307, §15061(b) (3)
Resolution No. 2024 – 12 – 284

Director Coffey stated that he continues to have qualms about outsourcing a workforce function and management should keep in mind that this will continue to be a demand as this work is not temporary as we are a large agency, and a multipronged approach is recommended.

Scott Bartlebaugh and Jim Hansen expressed concern and support.

Moved by **Director Rosario**, seconded by **Director Mercurio** and adopted December 17, 2024 by the following vote:

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

D. FINANCE AND MANAGEMENT SERVICES DIVISION

1. Adoption of the 2025 Operating, Project and Program Budget

Deborah Spaulding, AGM Finance of Management Services and Katie Dignan, Assistant Finance Officer, presented this item to the Board.

Moved by **Director Mercurio**, seconded by **Director Rosario** and adopted December 17, 2024 by the following vote:

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

A separate vote was made for:

2. Approval of the 2025 Article XIII B California Appropriation Limit (Gann Limit)
Resolution No. 2024 – 12 – 286

Moved by **Director Rosario**, seconded by **Director Mercurio** and adopted December 17, 2024 by the following vote:

FOR: Elizabeth Echols, Dennis Waespi, Dee Rosario, Olivia Sanwong, John Mercurio,
Colin Coffey

AGAINST: None.
ABSTAIN: None.
ABSENT: None.

E. HUMAN RESOURCES

Allyson Cook, Deputy General Manager presented to the Board.

- I. Authorization to Approve an Employment Agreement for a Term of Three Years for General Counsel Lynne Bourgault and Adopt a Salary Schedule for the General Counsel Classification
Resolution No. 2024 – 12 – 287

President Echols read a statement that reported the General Counsel’s salary for the record.

Moved by **Director Rosario**, seconded by **Director Waespi** and adopted December 17, 2024 by the following vote:

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

B. GENERAL MANAGER’S OFFICE

Erich Pfuehler, Government and Legislative Affairs Division Lead presented to the Board.

- I. Recommendation to Approve the 2025-2026 Legislative Program
Resolution No. 2024 – 12 – 288

Moved by **Director Rosario**, seconded by **Director Waespi** and adopted December 17, 2024 by the following vote:

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

Directors had many comments on this item and the video transcript is available on District website. Director Sanwong expressed that the liaison meetings are incredibly important and don’t want to lose them. Director Mercurio expressed thanks to staff for all of the work that went into this report. Director Rosario expressed the ability to meet with city officials is well received. Director Waespi thanked staff for this incredible plan and wanted to keep liaison meetings. GM Landreth added that the District is not getting rid of them just looking at how to manage the 93 meetings. President Echols added the value of having the liaison committee meetings.

Director Waespi requested to make a motion to move agenda item VIII B.2 to the next Board Meeting, due to the time which is almost 7pm. Approval of Proposed Revisions to the Board Operating Guidelines

IX. GENERAL MANAGER’S COMMENTS
None.

X. ANNOUNCEMENTS FROM CLOSED SESSION

No announcements.

XI. PROPOSED FUTURE AGENDA ITEMS

None.

XII. BOARD COMMENTS

Director Rosario reported on meetings attended. Director Rosario:

- Attended a meeting with DGM Max Korten on Dec. 5;
- Attended a meeting with GM Landreth and General Counsel Bourgault on Dec. 10;
- Attended re-opening of the Lafayette Morage Trail on Dec. 11;
- Attended meeting with the GM's Executive Team on Dec. 11;
- Attended Legislative Meeting with City of Walnut Creek on Dec. 13th.

Rosario expressed appreciation for all of the words today. Adjourn in memory of Bill Nichols, retiree.

Director Mercurio reported on meetings attended. Director Mercurio:

- Attended the Park District Holiday event at The Bridgeyard on Dec. 4;
- Attended a meeting with the Kiwanis Club on Dec. 5;
- Attended Board Executive Committee Meeting on Dec. 6;
- Attended a Pearl Harbor in Concord on Dec. 7;
- Attended the District's 90th Anniversary event in Antioch on Dec. 9;
- Attended Concord City Council Reorganization Meeting on Dec. 10;
- Attended re-opening of the Lafayette Morage Trail on Dec. 11;
- Attended Hayward Area Recreational District's 80th Anniversary Gala Dec. 11;
- Attended Legislative Meeting with City of Walnut Creek on Dec. 13th.

Director Mercurio thanked Director Ellen for her presidency in 2024.

Director Waespi reported on meetings attended. Director Waespi:

- Attended the Executive Committee Meeting on Dec. 6;
- Attended the District's 90th Anniversary event in Antioch on Dec. 9;
- Attended the Legislative Committee Meeting on Dec. 11;
- Attended Hayward Area Recreational District's 80th Anniversary Gala Dec. 11;
- Attended a meeting with DGM Max Korten on Dec. 16th.

Director Waespi recent retirement of Terry Dep and adjourn in memory of retiree Bill Nichols.

Director Sanwong reported on meetings attended. Director Sanwong:

- Attended local government meeting with City of Newark on Dec. 10;
- Attended a meeting with DGM Max Korten on Dec. 16th.

Director Coffey reported on meetings attended. Director Coffey:

Coffey acknowledged the passing of Bill Nichols, retiree who took some of our most beautiful photographs. Coffey was recently appointed to the Delta Commission and to its National Heritage Area Advisory Committee.

Director Echols reported on meetings attended. Director Echols:

- Attended Board Executive Committee Meeting on Dec. 6;
- Attended the District's 90th Anniversary event in Antioch on Dec. 9;
- Attended a meeting with GM Landreth and GC Bourgault on Dec. 10;
- Attended the Legislative Committee Meeting on Dec. 11;
- Attended Barbara Lee's tribute on Dec. 14;

- Attended pre-board meeting on the Dec. 16th.

XIII. ADJOURNMENT

Director Elizabeth Echols adjourned the meeting at 7:06 pm. in memory of Bill Nichols and wishing a heavenly birthday to Director Ellen Corbett.