

The Board Meeting, which was held on August 11, 2009 at the Administrative Building, 2950 Peralta Oaks Court, Oakland, CA, was called to order at 12:45 p.m. by Board President Ted Radke.

ROLL CALL

Directors Present: Ted Radke, President
Doug Siden, Vice-President
Beverly Lane, Treasurer
Carol Severin, Secretary
Whitney Dotson
Ayn Wieskamp
John Sutter

Directors Absent: None.

At this time, the Board of Directors met in Closed Session to discuss those items outlined on the Board Meeting Closed Session Agenda.

The Open Session of the Board Meeting was called to order at 2:00 p.m. by Board President Ted Radke.

Staff Present Included: Pat O'Brien, Dave Collins, Rosemary Cameron, Tim Anderson, Carol Victor, Anne Scheer, Renee Patterson, Megan Jones, Raphael Breines, Susan Gonzales, Cinde Rubaloff, Carol Johnson, Silas Toms, Jon King, Mark Ruppenthal, Brian Wiese, Liz Musbach, Doug Bell, Nancy Wenninger, Carol Johnson, John Escobar, Hillary Van Austen, Shelly Lewis and Mike Anderson.

A. APPROVAL OF AGENDA

By motion of Director Siden, and seconded by Director Wieskamp, the Agenda was unanimously approved.

Directors Present: Whitney Dotson, Beverly Lane, Ted Radke, Carol Severin, Doug Siden, John Sutter and Ayn Wieskamp

Directors Absent: None.

B. PUBLIC COMMENTS

Doug Fielding, who is with the organization that manages the Tom Bates Sports Complex for the City of Berkeley, addressed the Board regarding the dangerous and congested parking situation there. He stated that cars are actually parked on a traffic lane and showed photos of the parking area taken on a Saturday. Mr. Fielding asked that staff revisit the decision to refuse to allow people to park in a currently locked area and asked that a compromise be put forward that will allow people to park there until the City of Berkeley completes the development of the south parking lot.

Mike Anderson, AGM for Planning/Stewardship and Development responded that the City of Berkeley has built a complex that includes, by plan, many more parking lots than they have actually developed, that the City is using more fields than the available parking spaces necessary to support it. He added that the District from the beginning wanted to make sure that the City build enough parking, which they have refused. The south parking lot that Mr. Fielding referred to is something that the District staff had suggested that the City work on. He

added that by the City's own CEQA document, they are required to complete the parking construction before they put the fields in operation.

Director Siden asked for staff to report further; AGM Anderson said staff will report back to the Board with more details.

Local 2428's Business Agent Brenda Wood addressed the board with a brief statement and commented that the display of the inflatable rat outside the District's Administrative Office today is a manifestation of a negotiation process that has been stalled by the District's Board and management for the last 6 months. She added that labor negotiators from both AFSCME and Management will meet with the state mediator tomorrow and hoped for a fair contract.

Janet Ceja-Orozco with Alameda CC Youth Soccer League addressed the board about the parking situation at Tom Bates Sports Complex. She read a clipping about the congestion of cars and bicycles at Eastshore State Park. She asked that the district unlock the gate.

C. BUSINESS BEFORE THE BOARD

I. CONSENT CALENDAR

By motion of Director Wieskamp, seconded by Director Severin, the Consent Calendar was unanimously approved.

Directors Present: Whitney Dotson, Beverly Lane, Ted Radke, Carol Severin, Doug Siden, John Sutter and Ayn Wieskamp

Directors Absent: None.

- C-I-a Approval of District Check Listing for the Period of July 4 through July 17, 2009
Resolution No. 2009- 8 - 211 (Attached)
- C-I-b Authorization to Negotiate with Various Property Owners
Resolution No. 2009- 8 - 212 (Attached)
- C-I-c Authorization to Grant an Access and Utility Easement to Cingular Wireless PCS, LLC: Sobrante Ridge Regional Preserve
Resolution No. 2009-8 - 213 (Attached)
- C-I-d Authorization to Renew Communication Site License Agreement with KQED Public Radio: Carquinez Strait Regional Shoreline
Resolution No. 2009-8 - 214 (Attached)

Director Siden asked about the minutes of the Operations Committee which stated that the District was also seeking to negotiate benefits from KQED in addition to the use fees. Renee Patterson, Administrative Analyst responded that the contract has not been actually negotiated at this time as they have just received the permission to renew. She added that staff is unsure if additional terms for compensation will be asked for since when she initially contacted KQED she was informed that the transponder will only be there to service the City of Martinez and that there are very limited funds to spend on communications equipment.

- C-I-e Authorization to Amend the 2009 Budget to Increase Revenue and Expense Budget for Equipment Donation from the Regional Parks Foundation for Camp Arroyo
Resolution No. 2009-8 - 215 (Attached)
- C-I-f Authorization to Appropriate Funds and Award of Sole-Source Contracts to Recommend New Turbine Locations for the Tres Vaqueros Repowering Project: Vasco Caves Regional Preserve
Resolution No. 2009-8 - 216 (Attached)
- C-I-g Approval of Ordinance 38 Amendment for a Trail Use Change: Briones Regional Park
Resolution No. 2009-8 - 217 (Attached)
- In response to a question by Director Lane, Park Planner Raphael Breines responded that the trail use designation will be changed to allow bicycle traffic.
- C-I-h Adoption of Revised Resolution for Authorization to Obtain Out-of-State Criminal History Information for Employment Purposes
Resolution No. 2009-8 - 218 (Attached)
- C-I-i Authorization to Enter Into a Contract with Accountemps for Payroll Staffing Services
Resolution No. 2009-8 - 219 (Attached)
- C-I-j Authorization to Execute a Cooperative Funding Agreement with the City of Fremont for Use of a Portion of WW Local Grant Funds for Phase II Construction: Vargas Plateau Regional Park
Resolution No. 2009-8 - 220 (Attached)
- C-I-k Acceptance of Quarterly Unaudited Financial Statements for the East Bay Regional Park District for the Period Ending March 31, 2009
Resolution No. 2009-8 - 221 (Attached)
- C-I-l Authorization to Set the 2009/2010 Tax Rate to be Levied by Alameda And Contra Costa Counties for the Payment of East Bay Regional Park District Measure AA General Obligation Bonds
Resolution No. 2009-8 - 222 (Attached)
- C-I-m Authorization to Appropriate Funds and Apply for a Grant to Complete the Habitat Conservation Plan (HCP) and Natural Community Conservation Plan (NCCP) for Regional Parks Similar to Those Covered in the East Contra Costa County HCP
Resolution No. 2009-8 - 223 (Attached)
- C-I-n Authorization to Apply to the Safe Routes to Transit Grant Program on behalf of the City of Dublin for Construction of the Interstate 580 Undercrossing: Alamo Canal Regional Trail
Resolution No. 2009-8 - 224 (Attached)

Director Radke commented that staff immediately needs to call Caltrans' attention to this issue given that the trail is scheduled to open this month.

2. PUBLIC SAFETY

PUBLIC HEARING

- C-2-a An Ordinance of the East Bay Regional Park District Amending Ordinance 38
(2009 Annual Review and Update)
Resolution No. 2009-8 - 225 (Attached)

By motion of Director Severin and seconded by Director Dotson, item C-2-a was unanimously approved.

Directors Present: Whitney Dotson, Beverly Lane, Ted Radke, Carol Severin, Doug Siden, John Sutter and
Ayn Wieskamp

Directors Absent: None.

Lt. Jon King gave a presentation on this item and explained that the proposed changes have undergone the District's review process and was unanimously approved by both the Board Operations and the Park Advisory Committees.

President Radke opened the Public Hearing; there being no one wishing to address the Board, the Public Hearing was closed accordingly.

3. LAND DIVISION

- C-3-a Authorization to Execute the Purchase and Sale Agreement with Chabot Dunsmuir LLP for
a Conservation Easement over the 64.41± acre Chabot Dunsmuir Property, and to Transfer
Funds Therefor: Oakland Regional Trails/Dunsmuir Heights to Chabot Regional Trail
Resolution No. 2009-8 - 226 (Attached)

By motion of Director Siden, and seconded by Director Sutter, item C-3-a was unanimously approved.

Directors Present: Whitney Dotson, Beverly Lane, Ted Radke, Carol Severin, Doug Siden, John Sutter and
Ayn Wieskamp

Directors Absent: None.

Nancy Wenninger, Land Acquisition Manager, gave a Powerpoint presentation on this item, stating that this proposed acquisition was a high priority and is the first Measure WW acquisition. The property, which will protect 2 drainages, is a partnership between the District and the City of Oakland. The District will have the conservation easement, preventing development, and will also be allowed to build a trail. She added that the purchase for the 64.41 acres is at an agreed upon price of \$2.925 million, with the District contributing \$1.9 million from Measure WW funds and the City of Oakland shouldering the balance. The City will own fee title and be responsible for maintaining it.

Director Radke asked if the Oakland funding is coming from Measure WW; Leslie Estes, City of Oakland staff member, responded that the funds will be from Measure DD.

Leslie Estes expressed her appreciation and read a letter into the record from Councilmember Larry Reid addressed to Director Radke, wherein the Councilmember thanked the Park District. Ms. Estes also thanked Directors Siden and Sutter for their help and guidance. Director Sutter stated that it is a good neighborhood activity and that the different homeowner's groups in the Oakland Hills were very well organized.

Tracy Vernon, representing a coalition of Sheffield Village Homeowners Associations, addressed the Board to express their appreciation for the purchase. She added that the various associations have been working on this for about 10 years and thanked Director Siden for educating their community leaders and maintaining ongoing communications with her; she appreciated that their voices were heard.

Director Siden thanked Ms. Vernon for her personal comments. He mentioned that Ms. Vernon wanted to help; an individual can make a difference and that she has made a difference,

5. BOARD AND STAFF REPORTS

a. Actions Taken by Other Jurisdictions Affecting the Park District

GM O'Brien spoke about the historical aspect of the first acquisition under Measure WW and the importance of citizen involvement as well as Director Siden's work as chair of the campaign.

GM O'Brien continued with a discussion of the other items on the report.

6. GENERAL MANAGER'S COMMENTS

Chief Finance Officer Cinde Rubaloff gave a Powerpoint presentation about the Finance Department, introducing staff to the Board as well as the departmental structure and various initiatives for the future.

7. ANNOUNCEMENTS FROM THE CLOSED SESSION

There were no announcements from the Closed Session.

8. BOARD COMMITTEE REPORTS

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| a. | Alameda County Special District Association | (5-13-09) | (Siden) |
| b. | Contra Costa County/EBRPD Liaison Committee | (6-29-09) | (Radke) |
| c. | Contra Costa County Special Districts Association | (4-20-09) | (Radke) |
| d. | Finance Committee | (7-7-09) | (Lane) |
| e. | Natural and Cultural Resources Committee | (5-20-09) | (Sutter) |
| f. | Operations Committee | (6-18-09) | (Severin) |
| g. | Operations Committee | (7-16-09) | (Severin) |

9. BOARD COMMENTS

Director Dotson reported on meetings attended. Director Dotson

- Attended the City of Richmond Liaison committee meeting, and stated that there are similarities between some City and District goals;
- Attended the Ecology Committee wherein the pest management plan was discussed.

Director Siden reported on meetings attended. Director Siden

- Represented Director Radke at the Regional Parks Foundation;
- Attended the Oakland Park & Recreation's 100th Anniversary event;
- Attended State Senator Ellen Corbett's presentation to honor elementary school children's artwork based on Coyote Hills with the theme "Habitat Means Home";
- Attended the West Alameda Business Association event at Crab Cove with District Community Relations Manager Carol Johnson, as part of the District's 75th Anniversary Celebration;
- Will attend the third Crab Cove Concert on August 15;
- Will attend the Tidewater Groundbreaking event.

Director Severin reported on meetings attended. Director Severin

- Attended the Ecology Committee meeting.

Director Lane reported on meetings attended. Director Lane

- Conducted a hike at Las Trampas and reported on the excellent views;
- Expressed her appreciation of the way Regional In Nature is currently printed;
- Shared a clipping about the proposed New Farm development outside the urban limit line.

Director Sutter reported on meetings attended. Director Sutter

- Attended the 2nd meeting of the SF Bay Restoration Authority and announced that an advisory committee is being formed;
- Conducted a few hikes in Redwood Park, with one of those with the Over The Hill Gang and District Supervising Naturalist Dave Zuckerman as the guide;
- Attended the dedication of the newly refurbished boathouse on Lake Merritt for the 100th Anniversary of Oakland Parks & Recreation;
- Stated that he received several suggestions that the District include a calendar on the Regional in Nature Activity Guide;
- Mentioned that he, with other Board members, received a letter from AC Transit announcing further cuts to their service. He asked staff to examine and comment on its possible effects to District parks such as Roberts Park;
- Received a copy of the Vegetation Management Plan, stating that the public hearing is on September 2nd.

Director Wieskamp reported on meetings attended. Director Wieskamp

- Attended the 100 Club barbecue; funds collected go to widows and orphans of police and firefighters;
- Attended Scott Haggerty's annual event;
- Attended Assemblywoman Joan Buchanan's talk about Sacramento and her perspectives on the budget;
- Attended the Pleasanton City Council meeting wherein the District was honored on its 75th anniversary with a proclamation;
- Attended the Board Finance and Executive Committee meetings;
- Brought 2 copies of the Independent that had articles on the national effort studying wind turbine bird deaths, the LARPD budget, as well as Mary Alice Faltings' injury.

Director Radke reported on meetings attended. Director Radke

- Attended a Black Diamond Mines tour led by Supervising Naturalist Tracy Parent;
- Mentioned that District parks are being reference in housing development ads, such as the "Danville Iron Horse Crossings" development;
- Mentioned that he received a letter from Steve Leshner from the Martinez Rotary complimenting Rosemary Cameron on her presentation to their group;
- Received letter from Assemblywoman Nancy Skinner complimenting the District on Breuner Marsh;
- Attended the Beaver Festival in Martinez.

D. PUBLIC COMMENTS

Sue Britson addressed that Board, stating that she is an avid user of the parks and who lives and runs a daycare in Richmond. She spoke of her concerns about the parking situation at the Tom Bates Sports Complex. President Radke, GM O'Brien and AGM Mike Anderson filled her in on the discussion on this subject held earlier in the meeting which she missed.

E. ADJOURNMENT

The Board Meeting was adjourned at 3:50 p.m.

Yolande Barial, Acting Clerk of the Board

Attachments: Visitors Log, Resolution Nos. 2009-8-211 to 2009-8-226
Board Committee Reports