

The Board Meeting, which was held on September 15, 2009 at the Administrative Building, 2950 Peralta Oaks Court, Oakland CA 94605 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
John Sutter
Ayn Wieskamp

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 2:10 p.m. by Board President Ted Radke.

Staff Present Included: Ted Radosevich, Dave Collins, Tim Anderson, Pam Burnor, Mike Anderson, Pete Alexander, Susan Gonzales, Nancy Wenninger, Carol Victor, Jon King, Deborah Spaulding, Carol Johnson, Shelly Lewis, John Escobar, Erich Pfuehler, Jeff Rasmussen, Steve Albanico,

A. APPROVAL OF AGENDA

By motion of Director Siden, and seconded by Director Severin, the Agenda as revised was unanimously approved.

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

Directors Absent: None.

B. PUBLIC COMMENTS

Mr. Stewart Proctor, Commissioner for Danville's Park and Leisure Services Department, introduced himself to the Board, stating that he is starting his second 4-year term as Commissioner, and that one of his assignments is to serve as liaison to the Park District. He added that the city is interested in expanding and developing its relationship with the Park District.

Several individuals, either members of the Hayward Area Shoreline Planning Agency (HASPA) or Hayward residents, addressed the Board to voice their opposition to the proposed Calpine Corporation project, known as the Russell City Energy Center, in Hayward. They asked that the District signify its opposition to this project as well.

Mr. Rick Thomas, VP of Project Development, Calpine Corporation, addressed the Board and stated that the project has been approved twice by the California Public Utilities Commission, the California Energy Commission

and the City of Hayward. He also stated that Calpine emerged from bankruptcy 18 months ago and have sufficient assets to complete the project.

Several residents of Bay Point addressed the Board to ask that it prevent the distribution of Measure WW funds to Ambrose Park and Recreation District, which is within the jurisdiction of Pittsburg, and that there is a greater need in unincorporated Bay Point.

Several residents of Alameda addressed the Board and signified their opposition to the Boys and Girls Club of Alameda receiving Measure WW local grant funds, stating that this is a non-profit, private entity and not open to everyone. They added that the city needs these funds for parks and open space.

District Grants Manager Jeff Rasmussen commented that Measure WW's Local Grant Funds was allocated to local jurisdiction to use on local projects, and that the choice of projects is made by those local jurisdictions. He added that his examination of the Boys and Girls Club was only to determine whether it was consistent with the guidelines set within Measure WW's Local Grant Program. Mr. Rasmussen also stated that he will be attending the Alameda City Council meeting tonight to clarify any questions that may arise with respect to this issue.

With respect to Bay Point, Board President Radke gave a brief history behind the funds distribution, which dates back to the 1988 per-capita distribution of the 25% of Measure AA funds, which went entirely to Ambrose being the only jurisdiction at that time that was represented. He added that the District had asked that Contra Costa County and the Ambrose Recreation and Park District work out an equitable distribution of Measure WW's Local Grant funds.

Director Lane commented that the ultimate decision-maker for a city is the City Council, and she encouraged that individuals persuade their city council to make a decision that they prefer. Director Siden added that he will also be in attendance at tonight's Alameda City Council meeting.

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, Ayn Wieskamp.

Directors absent: None.

C-I-a. Approval of District Check Listing for the Period of August 1, 2009 through August 21, 2009
Resolution No. 2009-9-246 (attached)

C-I-b. Approval of the Minutes for the Board Meeting of July 7, 2009

C-I-c. Acceptance of the East Bay Regional Park District Retirement Plan (Transamerica)
Actuarial Report dated April 1, 2009
Resolution No. 2009-9-247 (attached)

- C-1-d. Acceptance of the East Bay Regional Park District Investment Report for the Quarter Ending June 30, 2009
Resolution No. 2009-9-248 (attached)
- C-1-e. Approval of 2009 Mid-Year Budget Adjustments
Resolution No. 2009-9-249 (attached)
- C-1-f. Approval of a Three-year Contract with Lincoln Financial Insurance Company to Provide Employee Long Term Disability, Life and Accidental Death and Dismemberment Insurance Coverage
Resolution No. 2009-9-250 (attached)
- C-1-g. Authorization to Award Contract for District Fish Stocking Requirements for 2010 and 2011
Resolution No. 2009-9-251 (attached)
- C-1-h. Adoption of Resolution Endorsing Coastal Cleanup Day 2009
Resolution No. 2009-9-252 (attached)
- C-1-i. Approval of Appointment of Jeremy Madsen to the Park Advisory Committee
Resolution No. 2009-9-253 (attached)

Director Siden commented that Mr. Madsen is the Executive Director of Greenbelt Alliance and will bring strength to the Park Advisory Committee. Director Sutter stated that Mr. Madsen will be an excellent appointment, adding that Greenbelt Alliance has continued to have a leadership role in the Bay Area in preserving open space, and that they have been active on the issues pertaining to the Concord Naval Weapons Station. Director Sutter also clarified that Greenbelt Alliance's founder is Dorothy Erskine.

- C-1-j. Authorization to Appropriate Funds and to Accept the Proposal for Engineering Services for Feasibility Study of Doolittle Bay Trail Segment: Martin Luther King, Jr. Regional Shoreline
Resolution No. 2009-9-254 (attached)
- C-1-k. Approval to Reclassify One Police Officer Position to Police Sergeant, Eliminate a 0.07 FTE Police Officer Position and Amend the 2009 Budget
Resolution No. 2009-9-255 (attached)

2. FINANCE AND MANAGEMENT SERVICES

- C-2-a. Approval of Updated Board Operating Guidelines
Resolution No. 2009-9-256 (attached)

By motion of Director Lane, seconded by Director Siden, item C-2-a was unanimously approved to include various revisions discussed.

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

Directors absent: None.

Dave Collins, AGM for Finance and Management Services, gave a presentation on this item, stating that this item includes updates of various items and is a compendium of comments from a number of District departments.

Board member's suggested revisions include the following:

- 1) Public comments (pp. 30 and 40) – revise the time limit for individuals to address the Board from two to three minutes;
- 2) Agenda/Structure (p. 30, item 3-c) – insert after first sentence: “Items which involve the expenditure of more than \$500,000 in District funds will not be placed on the Consent Calendar.”;
- 3) GM Comments (p. 31, item f) – revise: “updates of projects and/or activities from District Divisions, including but not limited to, Operations, Public Safety and Public Affairs on a regular basis.”;
- 4) GM Comments (p. 31, item f) – include language regarding General Manager's Communications stating that while correspondence received by or sent from the GM's office will not be part of the Board packet, the General Manager will continue to provide copies of these to the Board on a regular basis.

With respect to “Exceptions to Bidding (p. 74, item f) – Commodities”, Director Sutter asked that staff provide further clarification prior to this item being formally added to the Board Operating Guidelines.

Director Severin also asked staff to determine and report back whether the San Lorenzo Barn Committee and South Bay Salt Ponds Restoration Project are formal liaison committees that need to be recognized in Appendix B, page 62.

3. LAND DIVISION

- C-3-a. Authorization to Enter Into Option, Purchase and Sale Agreement and to Transfer Funds for Option Payments for Acquisition of 460.64± Acres of Land from Eastern Development Corporation and Poon Associates: Black Diamond Mines Regional Preserve
Resolution No. 2009-9-257 (attached)

By motion of Director Lane, seconded by Director Radke, item C-3-a was unanimously approved.

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

Directors absent: None.

Nancy Wenninger, Land Acquisition Manager, gave a presentation on this item, stating that the property will provide public access as well as protecting an additional about 460 acres of land at Black Diamond Regional Preserve. She added that since the property is a priority acquisition for the East Contra Costa County Habitat Conservancy (Conservancy), the Conservancy will be providing 45% of the funding required, or \$1,243.725.

4. BOARD AND STAFF REPORT

- a. Actions Taken by Other Jurisdictions Affecting the Park District

District Counsel Ted Radosevich, acting for GM Pat O'Brien, discussed the items listed on the report.

5. GENERAL MANAGER'S COMMENTS

Chief of Police Tim Anderson, AGM for Public Safety and Lt. Jon King gave a presentation on the Public Safety Division's video systems.

6. ANNOUNCEMENTS FROM THE CLOSED SESSION

There were no announcements from the Closed Session.

7. BOARD COMMITTEE REPORTS

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| a. | Ecology Committee | (Dotson) | (7-29-08) |
| b. | Legislative Committee | (Radke) | (6-19-09) |
| c. | Legislative Committee | (Radke) | (7-17-09) |

On items (b) and (c), Director Siden asked that a correction be made to reflect his attendance at these meetings.

8. BOARD COMMENTS

Director Wieskamp reported on meetings attended. Director Wieskamp

- Attended the Alameda County LAFCo meeting.

Director Siden reported on meetings attended. Director Siden

- Attended the Alameda County CSDA meeting;
- Attended the last Alameda City Council meeting for a discussion of Measure WW;
- Attended the Alameda County Liaison Committee meeting with other District staff;
- Attended the Port of Oakland and City of Oakland Liaison Committee to discuss District activities;
- Attended the Alameda County Central Labor Council annual picnic at MLK, Jr. Shoreline;
- Attended the East Bay EDA meeting in Walnut Creek;
- Attended the Airport Area Business Association meeting;
- Attended the MLK, Jr. Freedom Center Board meeting;
- Attended the Board field trip;
- Attended the MLK, Jr. Birthday rally committee meeting;
- Viewed the locked gate for the soccer field parking lot in Berkeley and commented that it is a problem for soccer field users;
- Attended Alameda's Webster Street festival;
- Will be attending the Alameda County CSDA meeting tomorrow, with a former NASA astronaut presenting;
- Will be attending the Annual Alameda Nursing Home Picnic event sponsored by Parks Express;
- On behalf of President Radke, will be attending the Regional Parks Foundation meeting on Thursday;
- Will be meeting with Unit Manager Mark Ragatz and Alameda Park and Recreation staff to discuss ways by which the District trail by Encinal High School in Alameda may be upgraded;
- Will be attending the CSDA conference in Palm Springs next week where Alameda County will be presented with the Chapter of the Year award.

Director Severin reported on meetings attended. Director Severin

- Attended the Alameda County Liaison Committee meeting;
- Attended the Moonlight on the Mountain event;
- Attended the Ecology Committee meeting;
- Attended the HASPA meeting;
- Attended the recent Board field trip;
- Attended the Apple Festival at Garin Regional Park;
- Will attend the Alameda County CSDA and the South Bay Salt Ponds Restoration Project meetings tomorrow;
- Stated that she hoped the District can help with the parking situation at the Sports Fields in Berkeley.

Director Lane reported on meetings attended. Director Lane

- Attended the Moonlight on the Mountain event;
- Attended the Contra Costa County Mayors Conference, where former Assembly Speaker Willie Brown was the speaker;
- Attended the picnic sponsored by Assemblymember Tom Torlakson;
- Attended the public hearing on Wildfire Hazard Reduction at the Trudeau Center;
- Attended the Board field trip;
- Asked staff to call her so she may view the mobile fish exhibit;
- With Director Radke will attend a meeting on the Concord Naval Weapons Station with City of Concord staff;
- Will attend the Ohlone Gathering coming up next month.

Director Sutter reported on meetings attended. Director Sutter

- Circulated a letter received from Peter Rausch regarding weed control at District parks, which he will discuss at the next Operations Committee meeting;
- Attended the Moonlight on the Mountain event;
- Spoke about an interesting news article on Mt. Diablo/Save Mt. Diablo;
- Attended the Contra Costa County Mayors Conference;
- Attended the Board field trip on 9/11;
- Commented that Public Affairs did an excellent job at publicizing information about District work on the East Ridge trail. He also thanked the local newspapers for disseminating the information;
- Attended the Wildfire Hazard Reduction public hearing.

Director Dotson reported on meetings attended. Director Dotson

- Attended the City of Richmond Liaison Committee meeting, where there was a discussion of Bay Trail access;
- Attended the Board field trip;
- Attended a community meeting sponsored by Supervisor John Gioia's office to discuss the North Richmond Specific Plan;
- Will attend the Tilden/Little Farm dedication.

Director Radke reported on meetings attended. Director Radke

- Attended the Board field trip;
- Attended the picnic sponsored by Assemblymember Tom Torlakson, where he had an opportunity to speak with Senator DeSaulnier and Lt. Governor John Garamendi;
- Will attend the October 3rd Bay Trail/Ridge Trail 20th anniversary event at the Nejedly Staging Area.

D. PUBLIC COMMENTS

There were no Public Comments at this time.

E. ADJOURNMENT

The Board meeting was adjourned at 4:30 p.m. by Board President Radke in honor of Mike Shimansky, Park Advisory Committee member, longtime member of the Danville City Council, who passed away today.

Director Lane added that Mr. Shimansky was a great supporter of parks, beginning as a Danville Parks and Leisure Services Commissioner in 1985. He was elected to the Danville Town Council in 1988, served in a number of regional boards as a council member and as a volunteer in a number of organizations.

Allen Pulido, Clerk of the Board

Attachments: Visitors Log, Resolution Nos. 2009-9-246 to 2009-9-257
Board Committee Reports