

The Board Meeting, which was held on December 1, 2009 at the EBRPD 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
Ayn Wieskamp
John Sutter
Whitney Dotson

Directors Absent: None.

At this time, the Board of Directors met in Closed Session to discuss those items outlined in the Board Meeting's 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: Pat O'Brien, Ted Radosevich, Dave Collins, John Escobar, Bob Doyle, Rosemary Cameron, Carol Victor, Carol Johnson, Shelly Lewis, Nancy Wenninger, Tim Anderson, Brian Wiese, John Swanson, Cinde Rubaloff, Pam Burnor, Nadine Vargas, Mimi Waluch, Mark Pearson, Anne Scheer, Diane Althoff, Susan Gonzales.

A. APPROVAL OF AGENDA

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

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

Directors Absent: None.

B. PUBLIC COMMENTS

There were no public comments at this time.

C. BUSINESS BEFORE THE BOARD

I. CONSENT CALENDAR

By motion of Director Lane, and seconded by Director Sutter, the Board voted unanimously to approve the Consent Calendar.

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 November 1, 2009 through November 14, 2009
Resolution No. 2009 – 12 - 303 (attached)
- C-I-b. Approval of the Minutes for the Board Meeting of October 20, 2009
- C-I-c. Authorization to Negotiate with Various Property Owners
Resolution No. 2009 – 12 - 304 (attached)
- C-I-d. Authorization to Amend the Agreement to Modify the Concession Fee of the Tilden Merry-Go-Round Operator
Resolution No. 2009 – 12 - 305 (attached)
- C-I-e. Authorization to Amend the 2009 Budget and the Purchase of One Water-Tender
Resolution No. 2009 – 12 - 306 (attached)
- C-I-f. Authorization to Negotiate a Sole Source Contract with VBN Architects for a Space and Needs Assessment: South County Service Yard
Resolution No. 2009 – 12 - 307 (attached)

Director Lane asked for a clarification on this item; GM O'Brien explained that the study on the Public Safety Division headquarters conducted by VBN Architects has determined that it is very inadequate in meeting the current (and future) needs of the division; this item proposes to study how the space may be re-utilized and serve the needs of the South County Corporation Yard if Public Safety does move to a different location.

GM O'Brien suggested that a staff presentation can be made at a future Board meeting on Public Safety's site requirements.

- C-I-g. Authorization to Appropriate Funds and Amend the 2009 Budget for the 2010 Martin Luther King, Jr. Holiday Observance of the Dr. Martin Luther King, Jr. Rally Committee
Resolution No. 2009 – 12 - 308 (attached)
- C-I-h. Authorization to Adopt the District Budget Policy
Resolution No. 2009 – 12 - 309 (attached)

Director Lane commented that the District has a balanced budget policy.

- C-I-i. Acceptance of Quarterly Unaudited Financial Statements for the East Bay Regional Park District for the Period Ending September 30, 2009
Resolution No. 2009 – 12 - 310 (attached)
- C-I-j. Acceptance of the East Bay Regional Park District Investment Report for the Quarter Ending September 30, 2009
Resolution No. 2009 – 12 - 311 (attached)
- C-I-k. Approval of 2010 Article XIII B California Appropriations Limit
Resolution No. 2009 – 12 - 312 (attached)

2. GENERAL MANAGER

C-2-a. FIRST PUBLIC HEARING
Proposed 2010 Budget for the East Bay Regional Park District

General Manager Pat O'Brien gave a presentation on this item, stating that this is the first of two public hearings on the proposed budget. He mentioned that staff will take notes on Board and public comments made at today's hearing and will bring back responses and incorporate changes to the budget where necessary for the next hearing. He reiterated that the proposed budget addresses the effects of the economic downturn, and stated that staff has received information projecting a 7% drop in property tax revenues in 2010, as well as a 4.5% drop in 2011. Staff members AGM Collins, CFO Rubaloff and Budget Manager Burnor provided brief presentations as well. It was mentioned that the financial details of the budget are complete; however, work continues on several draft budget schedules and corrections which will be included in the final document. Some of the highlights of the proposed budget include:

- General Fund budgeted revenues of \$102,797,036 is a decrease of 7.4% from 2009;
- Budget savings to be realized through attrition versus employee layoffs, 14 fte's not funded in the budget;
- CalPERS Public Safety debt recommended for full payment to reduce debt service as well as impact to operating budget by \$700,000 per year;
- Effect of ERAF/IA from the State has been mitigated by the securitization of those funds.

Board member questions/concerns included:

- Reduction in service levels due to hiring freeze;
- Delayed installation of lighting at District rental facilities such as the Shoreline Center;
- Percentage of administrative expenses versus funding received from the Regional Parks Foundation;
- Lack of reference to "Cultural Resources" in the Stewardship objectives in pages 385-389;
- Request for the addition of "Support to Board of Directors" to Public Affairs objectives.

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

3. FINANCE AND MANAGEMENT SERVICES

C-3-a. Authorization to Restructure the CalPERS Debt Associated with the Safety Employees Pension Pool
Resolution No. 2009 – 12 - 313 (attached)

By motion of Director Wieskamp and seconded by Director Sutter, the Board voted unanimously to approve item C-3-a of the agenda.

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

Directors Absent: None.

AGM for Finance and Management Services Dave Collins stated that, as introduced earlier as being an integral part of the proposed budget, this item proposes the restructuring of the \$8.8 million CalPERS side fund debt associated with the Safety Employees Pension pool using General Fund unreserved/undesignated fund balance, and will allow the District to restructure the debt internally as an interdepartmental loan. Refunding this will result in saving the District \$700,000 in 2010 interest costs.

4. LAND DIVISION

C-4-a. Authorization to Purchase Fee Interest in the 221± Acre Fox Ridge Manor Property:
Black Diamond Mines to Round Valley Trail
Resolution No. 2009 – 12 - 314 (attached)

By motion of Director Lane and seconded by Director Sutter, the Board voted unanimously to approve item C-4-a of the agenda.

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

Directors Absent: None.

Land Acquisition Manager Nancy Wenninger gave a presentation on this item, stating that this property provides the District an important link in the Black Diamond to Round Valley Regional trail, and represents another successful partnership with the East Contra Costa County Habit Conservancy (ECCCHC). While the appraised value of the property is \$1,960,000, the cost will be \$1,760,000 due to a donation from the property owners in the form of a \$200,000 price reduction. She added that an option payment in the amount of \$325,000 has already been released to the seller (\$250,000 from the District and \$75,000 from ECCCHC). ECCCHC will also be contributing the balance of \$1,435,000.

5. BOARD AND STAFF REPORT

a. Actions Taken by Other Jurisdictions Affecting the Park District

6. GENERAL MANAGER'S COMMENTS

Anne Rockwell, Unit Manager, Trails and Alternative Work Program, provided a brief presentation on the unit's various supervisors, their areas of responsibilities, current projects and accomplishments.

7. ANNOUNCEMENTS FROM THE CLOSED SESSION

There were no announcements from the Closed Session.

8. BOARD COMMITTEE REPORTS

a.	Alameda County CSDA	(9-16-09)	(Siden)
b.	Contra Costa County CSDA	(7-20-09)	(Radke)
c.	Ecology Committee	(9-9-09)	(Dotson)
d.	Legislative Committee	(10-19-09)	(Radke)

9. BOARD COMMENTS

Director Wieskamp reported on meetings attended. Director Wieskamp

- Gave a presentation to the Livermore Lions Club;
- Attended the Alameda County Mayors Conference, where there was a Constitutional Convention presentation;
- Attended the Board Finance and Executive Committee meetings;
- Attended a special event in Fremont on the environment involving Assembly member Nancy Skinner;
- Will attend the 75th Anniversary/food drive luncheon in Livermore;
- Will attend the PAC Holiday dinner and Laura Comstock's retirement event.

Director Siden reported on meetings attended. Director Siden

- Attended a meeting of Waterfront Action in Oakland;
- Attended the Alameda County Mayors Conference;
- Attended the Regional Park Foundation's annual planning meeting;
- Has been meeting with the MLKing, Jr. Rally Committee to prepare for the January 18 celebration;
- Will be attending the Alameda City Council meeting tonight, the 75th Anniversary/Food Drive luncheon in Livermore tomorrow, meetings of the Coliseum Area Committee, and the Alameda County Liaison committee.

Director Severin reported on meetings attended. Director Severin

- Attended the Alameda County Mayors Conference;
- Attended the Board Operations committee meeting;
- As a representative of HASPA, attended a memorial event honoring Janice Delfino;
- Will be attending the 75th Anniversary/Food Drive luncheon in Livermore and the PAC holiday dinner.

Director Lane reported on meetings attended. Director Lane

- Attended a town hall meeting in Danville hosted by Senator Mark Desaulnier;
- Mentioned appreciating AGM Doyle's remarks on Pt. Molate as published in a newspaper article;
- Attended the Finance Committee and Natural/Cultural Resources Committee meetings;
- Will be attending the 75th Anniversary/Food Drive luncheon as well as Laura Comstock's retirement;
- Will be attending the Sierra Club's Bay Chapter celebration on December 4.

Director Sutter reported on meetings attended. Director Sutter

- Attended meetings of the Operations Committee and the Natural/Cultural Resources Committee;
- Hiked along the Richmond Shoreline from the Ford Plant to Pt. Isabel, and complimented TRAC and the citizens of Richmond in pressuring the City in developing the shoreline;
- Viewed the progress of work on the Serpentine Prairie, and reported the fence as almost complete;
- Reported that the Chabot Space and Science Center has their Mayan Skies exhibit in operation.

Director Dotson reported on meetings attended. Director Dotson

- Attended the Finance Committee and Natural/Cultural Resources Committee meetings.

Director Radke reported on meetings attended. Director Radke

- Mentioned that the Environmental Labor Coalition will be having a special meeting wherein the focus will be on local climate change and impacts and the recent state water legislation on December 16;
- Requested staff to look into producing a brochure on various species of oaks in the area.

D. PUBLIC COMMENTS

There were no public comments at this time.

E. ADJOURNMENT

The Board meeting was adjourned at 4:50 p.m. by Board President Radke.

Allen Pulido, Clerk of the Board

Attachments: Visitors Log, Resolution Nos. 2009 – 12 - 303 to 2009 - 12 – 314.
Board Committee Reports