

**Alameda County Resource Conservation District**  
*. . . Making Conservation Happen*

**RCD BOARD SPECIAL MEETING ANNOUNCEMENT AND AGENDA**

**Thursday, December 17th, 2009, 11:30 a.m. District Office, 3585 Greenville Rd., Livermore, CA**

Guests are encouraged to RSVP by 11a.m. on Wednesday Dec. 16th, to (925) 371-0154 ext. 124. Materials provided to the Board will be available at the RCD office the morning of the 17th.

**CALL TO ORDER and PRELIMINARY ITEMS**

**CALL TO ORDER AND FLAG SALUTE**

**ROLL CALL OF THE DIRECTORS**

Paul Banke, President; Directors Becky Dennis, Tim Koopmann, Rod Tripp, Brenda Vieux

**INTRODUCTION OF GUESTS AND STAFF**

Staff: Leslie Koenig, Morpheus Anima, Amy Evans, Marilyn Harvey and Pete Van Hoorn

**APPROVAL OF AGENDA**

Motion	The Board adopts the Agenda.
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**BUSINESS BEFORE THE BOARD**

**APPROVAL OF PRIOR MONTH'S BOARD MEETING MINUTES – *Written Minutes***

Staff Recommendation	The Board accepts the Minutes of the November 2009 Board Meeting.
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**PUBLIC COMMENTS**

**CORRESPONDENCE**

**CONSENT CALENDAR** – Items for action without discussion unless requested for separate discussion by Director or member of the Public or staff

1. Consent Calendar Items
  - a. Approval to negotiate a new FY 2010-11 contract with Alameda County Flood Control District for Watershed Adventures and other tasks – *see Project Report*
  - b. Authorize Executive Officer to renew agreement with Dan Jess to continue grazing management of grassland habitat at the Byron property, 2010-2013, with same contract terms and conditions.

Motion	The Board accepts the recommendations and reports presented in the Consent Calendar.
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**REGULAR CALENDAR**

**FINANCE COMMITTEE** - Brenda Vieux and Becky Dennis

2. Financial Reports – *see Committee Report*

Committee Recommendation	The Board accepts the Finance Committee’s meeting summary and financial reports.
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3. City of Fremont Redevelopment Agency Plan Amendment – *see Project Report*

Motion	The Board approves the Third Amended and Restated Fiscal Agreement Regarding Fremont Industrial Redevelopment Project.
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**PERSONNEL COMMITTEE – Tim Koopmann and Rod Tripp**

4. Committee Report

Committee Recommendation	The Board accepts the Personnel Committee’s meeting summary and report.
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5. Interim Executive Officer Authorization

Motion	The Board appoints Leslie Koenig as Interim Executive Officer, effective November 16, 2009
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6. Staff Compensation

Committee Recommendation	The Board authorizes the Executive Committee to approve a temporary wage increase for the staff biologist for performance of additional duties, and staff bonuses as appropriate for performance of additional duties.
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**CONSERVATION COMMITTEE – Paul Banke, Brenda Vieux, and Mark Swisher**

7. Approval to extend current County Contract #1464 - *see Project Report*

Motion	The Board approves contract modification (#6) of the current contract #1464 between the District and Alameda County Flood Control District to extend the contract’s end date from 12/31/09 to 6/30/10.
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8. Approval to amend current LeBeau Consulting Contract - *see Project Report*

Motion	The Board approves the amendment of the current agreement between the District and LeBeau Consulting to extend the agreement’s end date to 3/31/10. The contractor provides technical assistance to the Alameda County Watershed Forum.
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9. Fiscal Sponsorship of Alameda County Watershed Forum – *see Project Report*

Motion	The Board approves the Agreement between the District and the Alameda County Watershed Forum, to serve as the Forum’s fiscal sponsor, and approves the use of the Forum Coordinator Contract template, as approved by Conservation Committee and County Counsel.
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**CONSERVATION PARTNERSHIP TEAM REPORTS**

10. Monthly Team Report – *Written Report*  
 11. Leadership Reports

- a. President Paul Banke
- b. Interim Executive Officer Leslie Koenig
- c. NRCS District Conservationist, Morpheus Anima, Acting

**BOARD MEMBER COMMENTS, REPORTS AND FUTURE AGENDA ITEM SUGGESTIONS**

**ANNOUNCEMENTS**

Board and Committee Meetings

<b>January 11</b>	<b>Next Board Meeting (tentative)</b>
<b>February 8</b>	<b>February Board Meeting (tentative)</b>
TBD	Special Projects Committee (Koenig)
TBD	Finance Committee (Harvey)
TBD	Conservation Committee (Anima)
TBD	Education and Outreach Committee (Evans)

Other Meetings

January 13	Alameda Co. Special Districts Assoc., 8-10 a.m., Oakland
January 20	Altamont Pass Wind Resource Area HCP/NCCP Community Meeting, 6:30-8 pm, Martinelli Center

**CLOSED SESSION**

Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(a))  
Sweet v. Alameda County Resource Conservation District, Department of Industrial Relations Case No. 07-67982 99 KF

Significant Exposure To Litigation (Government Code Section 54956.9) (One case)

**RE-OPEN MEETING AND REPORT FROM CLOSED SESSION**

**ADJOURNMENT**

**Alameda County Resource Conservation District**  
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**RCD BOARD SPECIAL MEETING MINUTES**

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**CALL TO ORDER and PRELIMINARY ITEMS**

**CALL TO ORDER AND FLAG SALUTE** conducted by President Banke at 11:32 am.

**ROLL CALL OF THE DIRECTORS**

Directors Present: Paul Banke, President; Directors, Tim Koopmann, Rod Tripp, Brenda Vieux  
Director Becky Dennis, absent, excused

**INTRODUCTION OF GUESTS AND STAFF**

Staff: Leslie Koenig, Morpheus Anima, Amy Evans, Marilyn Harvey and Pete Van Hoorn

**APPROVAL OF AGENDA**

***Motion:** The Board of Directors adopts the Agenda, by unanimous consent, as moved by Dir. Koopmann and seconded by Dir. Tripp.*

**BUSINESS BEFORE THE BOARD**

**APPROVAL OF PRIOR MONTH'S BOARD MEETING MINUTES – *Written Minutes***

***Motion:** The Board of Directors approves the minutes of the November meeting, by unanimous consent, as moved by Dir. Koopmann and seconded by Dir. Tripp.*

**PUBLIC COMMENTS** None.

**CORRESPONDENCE**

Information on the upcoming CARCD Meeting and the California Rangeland Conservation Coalition Summit.

**CONSENT CALENDAR** – Items for action without discussion unless requested for separate discussion by Director or member of the Public or staff

1. Consent Calendar Items
  - a. Approval to negotiate a new FY 2010-11 contract with Alameda County Flood Control District for Watershed Adventures and other tasks – *see Project Report*
  - b. Authorize Executive Officer to renew agreement with Dan Jess to continue grazing management of grassland habitat at the Byron property, 2010-2013, with same contract terms and conditions.

***Motion:** The Board of Directors accepts the recommendations and reports presented in the Consent Calendar, by unanimous consent, as moved by Dir. Tripp and seconded by Dir. Vieux.*

**REGULAR CALENDAR**

**FINANCE COMMITTEE** - Brenda Vieux and Becky Dennis

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2. Financial Reports – see *Committee Report*

Dir. Vieux briefly discussed the new reports and formats that the Committee is working on. Marilyn then led the room through the month's financial reports. Staff discussed the need for the 6-month budget review and amendment that staff will begin working on evaluating this next month. Marilyn then discussed how the Accounts Receivable and Payable are expected to affect our position.

**Motion:** *The Board of Directors accepts the Finance Committee's meeting summary and financial reports, by unanimous consent, as moved by Dir. Vieux and seconded by Dir. Koopmann.*

3. City of Fremont Redevelopment Agency Plan Amendment – see *Project Report*

Marilyn and Leslie discussed the City of Fremont's need to amend their fiscal agreement for the Redevelopment Plan Amendment to raise the current limit, or cap, they have on the collection of tax increment revenue. In order to complete the list of projects as outlined in their Redevelopment Plan, they need the additional tax increment revenue resulting from an increase in the cap from \$400 million to \$1.1 billion. The Plan Amendment would effectuate this cap increase. There is no change in fiscal status. The RCD's share of tax revenue will achieve the same level of Pass-Through payment as originally agreed while taking into account the adjustments in the basic property tax formulas recommended by the County Auditor.

**Motion:** *The Board approves the Third Amended and Restated Fiscal Agreement Regarding Fremont Industrial Redevelopment Project, by unanimous consent, as moved by Dir. Tripp and seconded by Dir. Vieux.*

**PERSONNEL COMMITTEE – Tim Koopmann and Rod Tripp**

4. Committee Report

Dir. Tripp discussed the Committee's recommendations for staff compensation. They recommend a wage increase for the staff biologist for performance of additional duties, and staff bonuses as appropriate for performance of additional duties. The appraisal process for staff salary increases will be delayed for at least 6 months to 1 year.

**Motion:** *The Board accepts the Personnel Committee's meeting summary and report and authorizes the Executive Committee to implement that report, by unanimous consent, as moved by Dir. Tripp and seconded by Dir. Koopmann.*

5. Interim Executive Officer Authorization

**Motion:** *The Board appoints Leslie Koenig as Interim Executive Officer, effective November 16, 2009, by unanimous consent, as moved by Dir. Koopmann and seconded by Dir. Tripp.*

6. Staff Compensation

See motion in item 4.

**CONSERVATION COMMITTEE – Paul Banke, Brenda Vieux, and Mark Swisher**

7. Approval to extend current County Contract #1464 - see *Project Report*

Amy explained that this contract modification is only for a time extension.

**Motion:** *The Board approves contract modification (#6) of the current contract #1464 between the District and Alameda County Flood Control District to extend the contract's end date from 12/31/09 to 6/30/10, by unanimous consent, as moved by Dir. Koopmann and seconded by Dir. Vieux.*

8. Approval to amend current LeBeau Consulting Contract - see *Project Report*

Amy explained that this time extension would allow Michelle to continue to assist with organizational development for the Alameda County Watershed Forum.

**Motion:** The Board approves the amendment of the current agreement between the District and Lebeau Consulting to extend the agreement's end date to 3/31/10. The contractor provides technical assistance to the Alameda County Watershed Forum, by unanimous consent, as moved by Dir. Tripp and seconded by Dir. Vieux.

9. Fiscal Sponsorship of Alameda County Watershed Forum – see *Project Report*

Amy explained that County Counsel edits have been incorporated as requested, and that Andrea signed the agreement as approved as to form.

**Motion:** The Board approves the Agreement between the District and the Alameda County Watershed Forum, to serve as the Forum's fiscal sponsor, and approves the use of the Forum Coordinator Contract template, as approved by Conservation Committee and County Counsel, by unanimous consent, as moved by Dir. Koopmann and seconded by Dir. Vieux.

## CONSERVATION PARTNERSHIP TEAM REPORTS

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### RE-OPEN MEETING AND REPORT FROM CLOSED SESSION

The Board reviewed the status of the Personnel Conference scheduled for January and Paul Banke will represent the Board.

The Board reviewed information presented by County Counsel regarding funds that are currently being held due to potential litigation. It was agreed by the Board that County Counsel draft a release to waive claims against the District.

Probably need Andrea's review of this wording??

**ADJOURNMENT** at 12:35 p.m.