

Alameda County Resource Conservation District  
... Making Conservation Happen

**RCD BOARD MEETING ANNOUNCEMENT AND AGENDA**

Location: District Office, 3585 Greenville Rd., Livermore, CA **Monday, March 16, 2009**

Start Time: 6:30 p.m.

A light supper will be served at 6:00 pm. Guests are encouraged to RSVP by 9am on Monday if attending supper.  
(925) 371-0154 ext 111

Materials provided to the Board will be available at the RCD office Monday morning.

**CALL TO ORDER and PRELIMINARY ITEMS**

**ROLL CALL OF THE BOARD OF DIRECTORS**

Becky Dennis, Paul Banke, Tim Koopmann, Rod Tripp, Brenda Vieux

**INTRODUCTION OF GUESTS & STAFF**

Darrel Sweet

Bob Nuzum, Terry Huff, Karen Sweet, Marilyn Harvey

**CORRESPONDENCE**

**APPROVAL OF AGENDA**

Motion	The Board approves / revises Agenda.
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**PUBLIC COMMENTS**

**BUSINESS BEFORE THE BOARD**

**CLOSED SESSION –**

Conference with Real Property Negotiators (Government Code Section 54956.8)

Real Property: Mitigation property including portions of APN's 099A-1830-001-10 and 099A-1830-002; 3064 Cross Road, Livermore

District Negotiator: Bob Nuzum

Other Negotiating Party: State of CA, Caltrans; David Yam, Sean Malloy, Ron Kiaaina

Negotiation: Cooperative Agreement Funding and Terms

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

**CONSENT CALENDAR** – Items for action without discussion

1. Approval of the prior month's meeting minutes
2. Authorization to develop grants and contracts
  - a. To fund Hands-On Conservation program: San Francisco Foundation, Together Green Innovation Grants (Audubon & Toyota), and other sources
  - b. To fund PLCS capacity: NRCS Conservation Innovation Grant
  - c. To continue PLCS administration services with County of Alameda
  - d. To communicate with Rep. McNerney's office re: Congressional earmark to fund Arroyo de la Laguna II and to assess the opportunities, issues, partners in advance of developing a contract with County of Alameda and/or other partners.
3. Authorization to execute contracts
  - a. Modification to San Francisco Estuary Institute contract for clarity only

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

**EDUCATION and OUTREACH (Goal)**

- 4 Men in Agriculture calendar report
- 5. GLCI National Conference participation proposal by staff

**STEWARDSHIP & PRESERVATION OF PRIVATELY OWNED & MANAGED LANDS (Goal)**

- 6. Use easements – **PARTNERSHIP FOR LAND CONSERVATION AND STEWARDSHIP**
  - a. PLCS project reports
  - b. Recommendations for new Advisor will be presented to Board of Supervisors

**STEWARDSHIP OF PUBLIC LANDS, LINKED TO PRIVATE AGRICULTURE (Goal)**

**WILDLIFE HABITAT ENHANCEMENT & STEWARDSHIP (Goal)**

- 7. Reduce barriers, provide incentives
  - a. LARPD pond agreement approval. See Conservation Committee Report
- 8. Use Mitigation
  - a. Caltrans Pigeon Pass – Cross Road Project
    - i. Bob Nuzum: Co-op amendment and easement status report
    - ii. Extend Bob Nuzum contract
    - iii. Update on Construction – March 12 Meeting summary and next steps
  - b. Caltrans Pigeon Pass – LARPD Project
    - i. Bob Nuzum: Co-op status report
  - c. BART Fremont station project
    - i. Revise and execute prior-approved contract with BART for funding to Wildlife-Friendly Pond Program. This was revised to reduce funding, transferring it into new contract.
    - ii. Sabrecat Creek Enhancement Project. Review and approve new contract on City of Fremont property.

Motion	The Board authorizes execution of agreements with BART to fund Wildlife-Friendly Pond Program.and the Sabrecat Creek Enhancement Project.
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**WATERSHED PLANNING & WATER QUALITY PROTECTION & ENHANCEMENT (Goal)**

- 9. Provide planning & leadership
  - a. SFPUC watershed and mitigation projects status. Notice to Proceed received March 12.

**PARTNERSHIP OPERATIONS (Goal)**

**10. FINANCE COMMITTEE Report**

- a. February Financial Reports. See reports

Motion	The Board accepts recommendation of the Finance Committee to accept the financial reports.
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- b. State’s budget and financial impact on state-related contracts. There is no change.
- c. Other

**11. CONSERVATION PARTNERSHIP TEAM - MONTHLY REPORT**

Motion	The Board accepts the Conservation Partnership Team Report.
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**12. CONSERVATION COMMITTEE. Recommendations. March 5, 2009 meeting.**

- a. Present contract status report
- b. Discuss meeting minutes

Motion	The Board accepts the Conservation Committee's March report and recommendations.
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**13. PERSONNEL COMMITTEE.** no meeting and no report

**14. ELECTION OF OFFICERS:** President, Vice President, Treasurer

Motion	The Board of Directors elects _____ to serve as President; _____ as Vice President; and _____ as Treasurer.
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**15. BOARD COMMITTEE APPOINTMENTS.** See report for list and description

**16. BANKING**

Motion	The Board of Directors adopts Resolution #09-03-01 and appoints _____ and _____ to be signors on financial accounts.
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**17. BOARD ETHICS TRAINING and FORM 700.** Status report

**LEADERSHIP REPORTS**

- 18. Vice President, Rod Tripp
  - a. Miscellaneous
- 19. NRCS District Conservationist, Terry Huff
  - a. Miscellaneous
- 20. Executive Officer, Karen Sweet
  - a. Alameda County Special Districts Association Dinner – RSVP to Karen.
  - b. Miscellaneous. Written report

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

**ANNOUNCEMENTS for Director Participation**

**April 20**                      **Next Board Meeting, 6:30p.m.**

April 1                      Personnel Committee, 7:30 a.m. at Sunol  
 April 2                      Conservation Committee, 4:00 p.m. at the RCD Office  
 March 26                    Special District Assoc. Dinner, Pleasanton Marriott, 6:00.  
 April 28                    PLCS Advisory Board, Martinelli Center, Livermore, 9:30 a.m.  
 December 13-16        Grazing Lands Conservation Initiative National Conference, Nevada

**ADJOURNMENT**                      Time:

# Alameda County Resource Conservation District

. . . Making Conservation Happen

## RCD BOARD MEETING MINUTES (Draft)

Location:

District Office, 3585 Greenville Rd., Livermore, CA

Monday, March 16, 2009, 6:30 p.m.

### CALL TO ORDER and PRELIMINARY ITEMS

Vice President Tripp called the meeting to order at 6:30 p.m.

#### **ROLL CALL OF THE BOARD OF DIRECTORS: all present**

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

#### **INTRODUCTION OF GUESTS & STAFF**

Darrel Sweet, guest

Staff & Consultants: Bob Nuzum, Terry Huff, Karen Sweet, Marilyn Harvey, Leslie Koenig, Andrea Weddle

#### **CORRESPONDENCE - None**

#### **APPROVAL OF AGENDA**

Motion	The Board unanimously approved the Agenda as moved by Dir. Vieux and seconded by Dir. Banke.
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#### **PUBLIC COMMENTS - None**

### BUSINESS BEFORE THE BOARD

#### CLOSED SESSION –

Conference with Real Property Negotiators (Government Code Section 54956.8)

Real Property: Mitigation property including portions of APN's 099A-1830-001-10 and 099A-1830-002; 3064 Cross Road, Livermore

District Negotiator: Bob Nuzum

Other Negotiating Party: State of CA, Caltrans; David Yam, Sean Malloy, Ron Kiaaina

Negotiation: Cooperative Agreement Funding and Terms

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

Vice President Tripp reported. 1. He outlined the Request For Proposal (RFP) process for this project. If the Sweet family wants to participate in the riparian planting element then it would need to be part of the normal RFP process and submit its proposal. 2. There was a discussion in regards to the endowment. 3. The April agenda will include a motion to approve and accept the endowment.

#### CONSENT CALENDAR

1. Approval of the February Board meeting minutes
2. Authorization to develop grants and contracts
  - a. To fund Hands-On Conservation program: San Francisco Foundation, Together Green Innovation Grants (Audubon & Toyota), and other sources
  - b. To fund PLCS capacity: NRCS Conservation Innovation Grant
  - c. To continue PLCS administration services with County of Alameda
  - d. To communicate with Rep. McNerney's office re: Congressional earmark to fund Arroyo de la Laguna II and to assess the opportunities, issues, partners in advance of developing a contract with County of Alameda and/or other partners.

3. Authorization to execute contracts
  - a. Modification to San Francisco Estuary Institute contract for technical clarity only

Motion	The Board unanimously accepts the recommendations and reports contained in the Consent Calendar as moved by Dir. Banke and seconded by Dir. Koopmann.
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**REGULAR CALENDAR**

**EDUCATION and OUTREACH (Goal)**

4. Men in Agriculture calendar report. The final sales receipts are being collected.
5. Grazing Land Conservation Initiative National Conference participation proposal. *Staff Report on file.* Karen Sweet reported that staff is preparing to attend in various ways. Dir. Koopmann repeated his encouragement for staff to participate.

**STEWARDSHIP & PRESERVATION OF PRIVATELY OWNED & MANAGED LANDS (Goal)**

6. Use easements – **PARTNERSHIP FOR LAND CONSERVATION AND STEWARDSHIP**
  - a. PLCS – *PLCS Minutes on file.* Dir. Tripp noted his interest in transitioning his Advisor position to another RCD Director. Dir. Dennis expressed interest and will attend the next meeting.
  - b. Karen noted that the announcement to fill an agricultural landowner vacancy will soon be made and the Board of Supervisors will make the appointment to the Advisory Board.

**STEWARDSHIP OF PUBLIC LANDS, LINKED TO PRIVATE AGRICULTURE (Goal) No report**

**WILDLIFE HABITAT ENHANCEMENT & STEWARDSHIP (Goal)**

7. Reduce barriers, provide incentives
  - a. LARPD pond agreement approval. No report
8. Use Mitigation
  - a. Caltrans Pigeon Pass – Cross Road Project
    - i. Bob Nuzum: *Report on file.* The Board, staff and Darrel Sweet discussed the management plan and easement along with endowment. Bob noted that US Fish & Wildlife Service staff is returning final comments this week. He believes the Board is ready to approve the management plan and easement. Bob has already sent his updated endowment budget to the stakeholders.  
  
Discussion: NRCS staff is trying to confirm better costs. Caltrans is developing its own cost estimates, including engineering. All parties will meet March 27 to review the engineering plans and costs and to decide how to proceed, including the clay liner decision. Darrel will present his proposal and written assessment. The March 12 meeting and next steps were discussed
    - ii. Amend Bob Nuzum’s contract

Motion	The Board unanimously authorizes extension of Bob Nuzum’s contract to an amount not to exceed \$60,000 and to terminate December 31, 2009, as moved by Dir. Dennis and seconded by Dir. Vieux.
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- b. Caltrans Pigeon Pass – LARPD Project
        - i. Without objection from the Board, Watershed Nursery will sell the plants established for this project or otherwise dispose of them.
      - c. BART Fremont station project
 

Karen reported that BART is utilizing the Conservation Partnership to implement some of its mitigation requirements as part of its new station project. *Contracts on file.*

        - i. Revise and execute prior-approved contract with BART for funding to Wildlife-Friendly Pond Program. Since this Board approved the BART contract the mitigation requirements were altered, requiring revision to the contract that transferred some funding to the Sabrecat Creek contract.

Motion	The Board unanimously authorizes revision and execution of \$140,000 agreement with BART that will contribute funds to the Wildlife Friendly Pond Program as moved by Dir. Banke and seconded by Dir. Dennis.
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- ii. Sabrecat Creek Enhancement Project. This contract with BART funds restoration of a portion of Sabrecat Creek owned by the City of Fremont. Terry and Karen expressed appreciation to staff for quickly developing a budget so as not to hold up this contract and the BART permits for its station project.

Motion	The Board unanimously authorizes execution of \$110,000 agreement with BART that will contribute funds for the Sabrecat Creek Enhancement Project as moved by Dir. Dennis and seconded by Dir. Koopmann.
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**WATERSHED PLANNING & WATER QUALITY PROTECTION & ENHANCEMENT (Goal)**

- 9. Provide planning & leadership
  - a. San Francisco Public Utilities Commission watershed and mitigation projects status. Karen reported that Notice to Proceed was received March 12 for the first Task Order. Work is underway. As Terry described, SFPUC has decided to install another Arroyo de la Laguna restoration rather than a creek re-vegetation project at Mission San Jose as previously anticipated.

**PARTNERSHIP OPERATIONS (Goal)**

- 10. **FINANCE COMMITTEE Report**
  - a. February Financial Reports. *Reports on file.* Marilyn Harvey reminded everyone that our books are the accrual system. Therefore, the accounts receivable are included in the project income.

Motion	The Board unanimously accepts the recommendation of the Finance Committee to accept the financial reports as moved by Dir. Banke and seconded by Dir. Dennis.
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- b. Marilyn reported that there is no change in the suspension of the State’s contracts.
  - c. Other – Dir. Vieux reviewed her meeting with Charles Crohare from Tri-Valley Bank and Marilyn and Karen. The Committee is looking into the possibility of a line of credit to assist with cash flow challenges and also into investment alternatives for upcoming project fund endowments and project pre-payments.
- 11. **CONSERVATION PARTNERSHIP TEAM - Monthly Report on file.**  
 Karen noted that staff has been participating in Saturday restoration work days as part of Hands on Conservation in a Fremont creek and as part of AgPark in Sunol. There is a large participation by volunteers. She thanks staff for giving up this weekend time.

Motion	The Board unanimously accepts the Conservation Partnership Team Report as moved by Dir. Dennis and seconded by Dir. Vieux.
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- 12. **CONSERVATION COMMITTEE, March 5, 2009 meeting**  
*Contract status report and committee report on file*
  - a. Dir. Banke reviewed the report. He expressed his appreciation for staff members’ participation at the meetings. The report included Morpheus Anima’s report that twenty-one EQIP applications have been received this year, compared to eight last year!

Motion	The Board unanimously accepts the Conservation Committee’s March report and recommendations as moved by Dir. Koopmann and seconded by Dir. Vieux.
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- 13. **PERSONNEL COMMITTEE.** No meeting and no report

**14. ELECTION OF OFFICERS:**

Motion	As moved by Dir. Koopmann and seconded by Dir. Banke, the Board of Directors unanimously elects Paul Banke to serve as President; Brenda Vieux as Vice President; and Becky Dennis as Treasurer. Passed: Koopmann / Banke
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**15. BOARD COMMITTEE APPOINTMENTS.** Continued until next month.

**16. BANKING** *Resolution on file*

Motion	The Board of Directors unanimously adopts Resolution #09-03-01 and appoints Becky Dennis and Brenda Vieux to be signors on financial accounts with Karen Sweet, as moved by Dir. Koopmann and seconded by Dir. Banke.
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**17. BOARD ETHICS TRAINING and FORM 700.** Members were reminded to complete these obligations and turn in Form 700 and certificates of training.

**LEADERSHIP REPORTS**

18. Vice President, Rod Tripp

- a. Miscellaneous – Rod presented a grant opportunity with Environmental Protection Agency, UC Cooperative Extension and EBMUD for integrated pest management for approximately \$250,000.

19. NRCS District Conservationist, Terry Huff

- a. Miscellaneous –  
The board discussed the Congressional earmark via NRCS to administer and manage approximately the \$1.377 M to continue into the next phase of streambank restoration in the Arroyo de la Laguna. With partnerships, it may grow into a \$2.5 - \$3.0 million project with important training and outreach opportunities. We just received this announcement and are reviewing the NRCS program requirements.

20. Executive Officer, Karen Sweet

Alameda County Special Districts Association Dinner. Several Directors and Karen will attend.

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

The Board thanked Dir. Tripp for his service as President and Vice President.

Next meeting items: a staff presentation about a conservation project; mitigation policy discussion; board committee assignments

**ANNOUNCEMENTS for Director Participation**

**April 20**

**Next Board Meeting, 6:30p.m.**

To be announced

Personnel Committee, 7:30 a.m. at Sunol

April 9

Conservation Committee, 4:00 p.m. at the RCD Office

March 26

Special District Assoc. Dinner, Pleasanton Marriott, 6:00.

April 28

PLCS Advisory Board, Martinelli Center, Livermore, 9:30 a.m.

April 28

Bay Delta area RCD meeting for board members and staff (San Joaquin RCD, host)

December 13-16

Grazing Lands Conservation Initiative National Conference, Nevada

**ADJOURNMENT**

Time: 9:50 p.m.

Approved: Karen Sweet, Executive Officer \_\_\_\_\_