



HAYWARD AREA SHORELINE PLANNING AGENCY

City of Hayward
East Bay Regional Park District
Hayward Area Recreation and Park District

Meeting of Board of Trustees
City of Hayward City Hall
Second Floor, Conference Room 2-A
777 B Street
Hayward, CA 94541

January 12, 2017

OFFICIAL MINUTES

HASPA TRUSTEES PRESENT:

Al Mendall, City of Hayward, Chair
Dennis Waespi, East Bay Regional Park District
Minane Jameson, Hayward Area Recreation and Park District
Rick Hatcher, Hayward Area Recreation and Park District

HASTAC MEMBERS PRESENT:

Damon Golubics, City of Hayward
Mark Taylor, East Bay Regional Park District
Kevin Takei, East Bay Regional Park District (Alternate)
Adrienne De Ponte, Hayward Area Recreation and Park District

STAFF:

Ana Alvarez, East Bay Regional Park District
Bob Nisbet, East Bay Regional Park District
Matt Gaul, East Bay Regional Park District
Sandra Hamlat, East Bay Regional Park District
Karl Zabel, Hayward Area Recreation and Park District
Paul McCreary, Hayward Area Recreation and Park District
Helena Graves, City of Hayward

VISITORS:

Allen Bertillion, Hayward Shoreline Advocates
Betty Moose, Hayward Shoreline Advocates
Eric Haas-Stapleton, Alameda County Mosquito Abatement District
Evelyn Cormier, Ohlone Audubon Society
Jackie Bertillion, Hayward Shoreline Advocates
Joseph Huston, Alameda County Mosquito Abatement District
Laurel King, Hayward Shoreline Advocates
Lauren Boyd, Silicon Valley Leadership Group

1. Call to Order

A regular meeting of the Hayward Area Shoreline Planning Agency (HASPA) was called to

order at 3:00 P.M. by Chair Mendall.

2. **Introductions**

Round robin introductions of those present were made. Rick Hatcher of Hayward Area Recreation and Park District will become the Alternate Trustee to HASPA and Minane Jameson will become the primary Trustee to HASPA as of the completion of the January 12, 2017 HASPA Board of Trustee's meeting.

3. **Approval and/or Changes to Agenda**

Agenda approved without any recommended changes and objection.

4. **Approval of HASPA Minutes for October 13, 2016**

Moved by Trustee Waespi and seconded by Trustee Jameson, without objection, to approve the minutes of the Hayward Area Shoreline Planning Agency meeting of October 13, 2016 with a correction noted that on Page 3, fourth paragraph, first line, "Dodson" is spelled "Dotson". Correction so noted by staff.

5. **Public Comments**

Betty Moose requested that the meeting be closed in the name of Frank Delfino who recently passed away and had been a long-standing advocate of the Shoreline. Trustee Mendall indicated that would be fine.

NEW BUSINESS

6. **Introduction of EBRPD Deputy General Manager, Dr. Ana M. Alvarez**

Dr. Alvarez introduced herself and indicated she wanted to come to meet the people who she has heard have been doing such good work for the Shoreline. She indicated that she is in a newly created position for East Bay Regional Park District (EBRPD) for the past nine months and provides support and assistance to the Board of Directors and General Manager. She brings over 24 years of executive leadership at the professional level in parks and recreation service and her career path has included strong civic engagement and stakeholder issues relating to primarily planning and development. She has been very involved in issues related to climate change for the past ten (10) years and is very passionate about the need to protect the land that we steward in the work that we do to protect the people we serve and preserve the health and wellness of the land for generations to come. She describes herself as both bilingual and bicultural.

7. **Presentation – “Climate Change Resiliency Requires Bold Advocacy”**

The presentation by Dr. Ana Alvarez, EBRPD, focused on the need to protect the land and the Hayward Shoreline from climate change and described HASPA as being ground zero for sea level rise and it is in a pivotal position to impact changes that are made nationwide. Northern California is leading the way in California more than Southern California in many ways and has the opportunity to exert leadership at the national level. The East Bay Regional Parks District has 121,000 acres of land and sees the effect of climate change reflected daily. Mitigating the impacts from the built community affect many areas including migration patterns of wildlife and plant material. Climate change also affects the quality of life for the people who live here.

Dr. Alvarez has a Master’s degree in Human Development and wants to contribute to a brighter tomorrow for the community through the opportunities to make a difference. There is an opportunity to stop the current practice of food poisoning the soil and hopes that someday the food grown in the soil will be healthy for U.S. consumers to eat. She also has a concern about the weather. This pathway to change is our paradigm. It is important to consider the ability of open space, parkland, and public land that is a watershed and the ecological benefits. The land can mitigate the effects of climate change by sequestering carbon. The trees are helpful but there is a greater value in our soil to recharge the aquifers and store carbon and EBRPD is measuring their carbon footprint. This data measures the carbon and the greenhouse gases (GHG) that are being cleaned from the air and it is important to have a measurable collection system.

Dr. Alvarez is part of The League of California Cities and is part of their effort to promote the discussion of conservation of public land. If you don’t preserve your water rights you lose control. There are tremendous impacts on land management and preservation. The Shoreline is ground zero for climate change protection. Coastal/San Francisco Bay protection impacts EBRPD because they are in control of 55 miles of this area with 40 miles around the Bay and 15 miles in the Delta.

EBRPD has 53,621 of acres of grassland that can be used as a carbon sink to capture carbon dioxide. There is a monetary value to the capability to store carbon and then have the ability to release it into the air. EBRPD has 44,250 acres of woodland including 200 miles of active transportation trails. The effect of having trails that are shaded, such as in the redwoods or canyons, have a cooling affect that is beneficial to people, especially in dense urban areas like the Bay Area. The parks are a respite from the increasing heatwaves which has a more intensified effect on the elderly and infants who are more impacted by temperature changes.

There is a need to advocate for a streamlined permitting process. Dr. Alvarez will attend a meeting on February 27, 2017 at the Little Hoover Commission about the Regulatory Permitting Process at both the federal and state levels. Dr. Alvarez is going to Washington D.C. to carry the flag of advocacy and give a voice to the quantitative data. We cannot benefit from the money without the permits required to do the work. There is an urgent need to be prepared not just reacting to emergencies. There is a need to create a path to influence; to

advocate. Congressman Swalwell is a good support but we need more. California can lead the way in climate change.

Trustee Minane commented that she appreciates the Shoreline and is happy to hear that there is renewed hope for monetary support.

Chair Mendall commented that the City of Hayward has been a leader and early adopter for climate change and was one of the first cities to develop and implement a zero waste/green policy which is changing the perception. He hopes that HASPA becomes a leader and the vehicle to lead on climate change resiliency and adaptation. He is very optimistic about the future and that HASPA can work together to have shovel ready projects and can take advantage of the opportunities.

Betty Moose commented that the Hayward Shoreline Advocates would like to meet with EBRPD in the future. She also asked Dr. Alvarez what the next steps are to which she replied that they are about to launch an Environmental Impact Report (EIR) to measure the GHG that are being measured from the air and they hope to finish that in the next eight or nine months. They will continue to advocate and vocalize the key opportunities with quantitative data and how this will impact the community. There will be public community stakeholder engagement in the future.

Rick Hatcher said we need to change the perception of what the parks have and what they can offer. He applauds Dr. Alvarez efforts to change the perception at all levels.

Trustee Waespi indicated that Dr. Alvarez is taking climate change to a new level.

8. Maintenance and Management of the Hayward Shoreline Levee System

Matt Graul, Chief of Stewardship, EBRPD, talked about opportunities for 2017 including the area at the Oro Lomo Marsh. Levees are essential to maintain the trails for maintenance and emergency access. There is a need to protect the wildlife when doing work in the levee area and this complicates the permitting process. There are two key purposes to protect the levee system; to protect habitat and to maintain safe accessibility for the public, maintenance needs and emergency access. They also provide flood control in the marsh areas. When rip rap is used, the regulatory agencies want to limit its purposes; for preservation and restoration only but this creates a challenge since this only is a short-term solution. Permitted repairs are limited to 200 linear feet per repair at the present time. It is allowed to fill as necessary to protect habitat. Permits, if applied for all at once, with multiple agencies for a larger area could be requested to be covered under the permit(s). This will require effort and coordination and to have a plan in place. There would be the need for CEQA review if the repair area needed to be expanded and the review process for the permitting can take up to a year. The ideal scenario is to have adequate maintenance permits that create a contiguous process so that maintenance needs do not turn into the need for emergency permit requests.

Emergency permits are only granted when there is immediate threat not for deferred maintenance. When the permitting process is very long, maintenance needs advance and in time become emergency permit needs. The lack of a biological opinion is often what slows down the maintenance permit process. They have tried to use one biological opinion and bundled it to included multiple sites. That maintenance permit request is still in the process. One of the key hold backs has been the evaluation and approval of the biological opinion from the U.S. Fish and Wildlife Service.

There was a motion that the Technical Advisory Committee (TAC) meet and create a logical timeline before the next meeting.

Chair Mendall made the motion and Trustee Waespi seconded it and it passed unanimously. All in the audience are encourage to write letters to the regulatory agencies to encourage them to speed up and streamline the permitting process for the acquisition of maintenance permits so they can be received on a timely basis.

9. Measure AA & BCDC Regional Adaptation Plan Update

Sandra Hamlat, Senior Planner, EBRPD, gave a status update presentation on the Measure AA funds and potential projects. There are various projects on the list and those that are "shovel ready" will be the first to go forward when the funds are available. The San Francisco Bay Area is broken down into regions and approximately 18% of the projects in the East Bay include Contra Costa County and Alameda County. It is estimated it will cost approximately \$2 billion to cover the cost of a restoration projects on the bay. The HASPA TAC has been focused on the RFP for July, 2017 and the timeline for projects to be chosen for funding is on schedule for January, 2018. Fifty percent of the assets will go to area projects within each region and 50% of the funds will go to Bay wide projects. The agency is looking for projects that meet the criteria and have the plans ready to move forward. These projects will be in line to receive the first allocation of funding.

She shared the status of BCDC projects; they have been conducting a series of workshops in preparation for the Regional Adaptation Plan and the Regional Asset Plan. The outcome will rely heavily on a risk assessment being developed, which includes the Hayward area. There is a meeting scheduled for the latter part of April, 2017 and permitting is a big issue and an opportunity there that they may be open to addressing in addition to other needs.

10. Levees/Storm Update

Adrienne De Ponte addressed that at the Hayward Shoreline there are about five different potential specific projects that have been identified that are shovel ready. (She has a video that she said she would share with HASPA) which shows an 8.8' high tide that was viewed at the Interpretive Center just prior to this HASPA meeting.

Trustee Jameson asked about the five projects that were referenced and Adrienne said she would get the list out for the HASPA Trustees to see.

Mark Taylor showed some pictorial slides that showed an 8.3' tide at Oro Lomo Marsh and the effects were shown of the damage caused by a loss of 50 tons of gravel in one spot that was caused by heavy sustained westerly winds. This was not a storm event.

UNFINISHED BUSINESS

11. Development Project(s) Update

Damon Golubics, City of Hayward, gave an update on the current development Hayward near the shoreline area. The project that was shared at a HASPA meeting about a year ago for a project at 4150 Point Eden Way has been withdrawn by that applicant. There were good comments provided by the HASPA Trustees and staff was planning to deny the project because the project was not going to serve the best interest of the City of Hayward or the Shoreline. The applicant for the project on Depot Road has been provided with input and if the project moves forward, those on the HASPA distribution list will be notified. Any decision on the project will be communicated to the HASPA distribution list.

The Whitesell Road extension which was expected to be completed in November, 2016 but has experienced weather related delays and the need for utilities to be relocated and landscape issues.

REPORTS

12. Shoreline Adaptation Master Plan – Update/Roadmap

There is no current funding for the Shoreline Adaptation Master Plan. The TAC is looking at adaptation strategies for medium and long range planning and the focus will be on making sure that the identified Shoreline projects are shovel ready in time for potential funding from Measure AA.

Chair Mendall confirmed that there were no objections to shift focus for the use of the funds initially to be used for a part-time staff person to work on the Shoreline Master Plan to focus on the higher priority of meeting the deadline to have projects ready for inclusion on the Measure AA list.

Trustee Jameson confirmed the understanding that the funding will be used to ensure the projects identified as priorities at the Shoreline will be ready and in line for the Measure AA project list and will not be used for a staff person to work on the Shoreline Master Plan.

13. **Report from Technical Advisory Committee (TAC)**

Adrienne DePonte is going to be a part of the Book to Action event on April 22, 2017, which is Earth Day. She will be working with Erik Pearson. The event will be a Bill Nye the Science Guy Stewardship project in conjunction with California State University East Bay (CSUEB), Hayward Area Recreation and Park District (HARD), and the City of Hayward.

14. **Report from Board Members**

Trustee Waespi stated that as an effort to continue to raise awareness, EBRPD will be going to Washington, D.C. and will continue to work with and seek support from Congressman Swalwell.

15. **Final 2017 Meeting Schedule**

The 2017 Meeting Schedule has been confirmed. The remaining quarterly meetings will be held at Hayward City Hall located at 777 B Street. The remaining three meetings will be held in Conference Room 2-A with each meeting starting at 3:00 p.m.

Thursday, April 13	(Conference Room 2-A)
Thursday, July 6	(Conference Room 2-A)
Thursday, October 12	(Conference Room 2-A)

A motion to approve the 2017 Meeting Schedule was made by Trustee Waespi and seconded by Trustee Jameson and it passed unanimously without objection

16. **Agenda for Next Meeting, Thursday, April 13, 2017 at 3:00 P.M.**

- 1) Permitting. Matt Graul to draft Letters of Support regarding the need for funding that can be used as a template.
- 2) Update on the status of the Measure AA funding process. Critical to stay on track for when the RFP process opens in July, 2017.
- 3) Horizontal levee project at Oro Lomo.

ADJOURNMENT

The meeting was closed in the memory of Frank Delfino. Trustee Jameson made the announcement. Per Mr. Delfino's family, there were no services planned. The family plans to have a private celebration. When the Wetland Habitat room at the Shoreline Interpretive Center is completed, his family will be notified. The next Hayward City Council will adjourn the next meeting in Frank Delfino's name.

Chair Mendall adjourned the meeting at 4:59 pm.