



## HAYWARD AREA SHORELINE PLANNING AGENCY

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

Meeting of Board of Trustees  
Hayward Shoreline Interpretive Center  
4901 Breakwater Avenue  
Hayward, CA 94545



**January 10, 2019**

### **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

#### **HASTAC MEMBERS PRESENT:**

Adrienne De Ponte, Hayward Area Recreation and Park District  
Jay Lee, City of Hayward  
Mark Taylor, East Bay Regional Park District  
Sandra Hamlat, East Bay Regional Park District

#### **STAFF:**

Aimee Kerr, Climate Corps Fellow  
Matthew Graul, East Bay Regional Park District  
Kristina Kelchner, East Bay Regional Park District  
Paul Hodges, Hayward Area Recreation and Park District  
Alyce Bolton-Higgins, City of Hayward

#### **VISITORS:**

Erika Castillo, Alameda County Mosquito Abatement District

1. **Call to Order**

A regular meeting of the Hayward Area Shoreline Planning Agency (HASPA) was called to order at 3:03 P.M. by Chair Mendall.

2. **Introductions**

Introductions of those present were made [listed on Page 1].

3. **Approval of HASPA Minutes for November 29, 2018**

Moved by Trustee Waespi and seconded by Trustee Jameson, without objection, to approve the minutes of the Hayward Area Shoreline Planning Agency meeting of November 29, 2018.

4. **Public Comments**

None

## **REPORTS**

1. **Reports from Technical Advisory Committee (TAC)**

### **Industrial Regulations Update**

TAC Member Jay Lee summarized the City Council Work Session of December 18, 2018, at which Leigha Schmidt, Senior Planner, and Lisa Wise Consulting presented the work and findings to date. No formal action was requested or taken. TAC Member Lee said he would send an email with the staff report and draft regulations as attachments to all those present at the meeting. Timeline for approval is likely June or July.

Chair Al Mendall added that items and recommendations made here (at HASPA meeting to Ms. Schmidt) are included and were supported by Council.

TAC Member Lee reiterated that conversation has been ongoing with the Hayward City Attorney's office regarding legal challenges related to forming a GHAD.

ClimateCorps Fellow Aimee Kerr presented information on the GHAD formation process that she had gathered at TAC Member Lee's direction. Ms. Kerr summarized that of the forty (40) GHADs that have been formed, only two were created to address coastal erosion. There are two key components required: a geologist needs to create a plan of control that determines the area which will be controlled by the GHAD and there needs to be staff hired at its formation such as a clerk, a treasurer, and other staff. The finances of a GHAD are such that monies used in formation may be repaid by the members, if voted thusly. Zoning is separate from GHAD membership.

TAC Member Lee suggested that SCAPE investigate the formation of a GHAD and perhaps formulate some of the boundaries.

Chair Mendall stated that he would like to push forward with GHAD investigation and urged the team not to delay. He thanked ClimateCorps Fellow Kerr for her research.

### **Shoreline Master Plan Update – Memorandum of Understanding**

TAC Member Lee announced that the Memorandum of Understanding (MOU) for the Shoreline Master Plan (SMP) was signed by every agency. The HASPA recommendation to select SCAPE was

presented at City Council and the City Attorney's Office is working on the contract's completion in time for the Kick Off Meeting.

The Kick Off Meeting is scheduled for January 22, 2019. All of the county agencies were invited. Additional outreach will happen after the Kick Off Meeting.

### **Joint Powers Agreement (JPA)**

TAC Member Lee announced that the Joint Powers Agreement (JPA) was re-signed by every agency. The agreement is active until 2021.

### **4150 Point Eden Way**

TAC Member Lee stated that the property at 4150 Point Eden Way had a bike lock placed on the fence/gate. It has inhibited access to the property for various agencies, including PG&E, Caltrans, and Alameda County Mosquito Abatement District. The current owner (U-Haul) doesn't seem to understand the problematic nature of this action.

### **TAC Bylaws and Procedures**

TAC Member Lee stated that upon review the Bylaws and Procedures accurately reflect how the TAC is currently operating and don't need to be changed at this time. He suggested that HASPA review them again in 2021 with the introduction of a new JPA. Currently, they operate as one vote per agency, and it is working fine.

Kristina Kelchner, Acting Assistant Manager for Acquisition and Stewardship, EBRPD, asked for a brief overview of the bylaws, which was provided by TAC Member Adrienne De Ponte. As part of the overview, it was identified that upon the acceptance of 2021 JPA, the Lead Agency for HASPA will be East Bay Regional Park District. EBRPD will assume the administrative and clerical duties now being performed by the City of Hayward.

A point of clarification for future consideration is the identification of and the strictness surrounding the membership from each agency of two persons: a voting TAC Member and an alternate. A discussion followed regarding equal weight in participation; is it inappropriate for an agency to send more delegates to meetings? E.g., there is a likelihood that three people from EBRPD will attend HASTAC meetings to accommodate their staffing changes and transitions. This was not considered problematic.

Trustee Jameson asked if additional agencies may be invited to participate in HASPA either officially or unofficially. TAC Member Lee stated that he had previously reached out to Alameda County but that no one had the interest or bandwidth to send someone regularly. It was agreed that neighboring agencies would continue to be invited to events and there would be a renewed effort to engage additional stakeholders and share information across jurisdictions. The adoption of a new JPA would be the time to consider additional voting TAC memberships.

### **Shoreline, Operational Update**

TAC Member Mark Taylor, East Bay Regional Park District, detailed the work that had been performed to repair the levee, including replacing riprap and pilings. They utilized emergency permits to perform that work.

Matt Graul, East Bay Regional Park District, reported on the permit process and the ongoing efforts to speed up that process in general as well as with the Hayward Shoreline in particular.

Additionally, there is a new group comprising six regulatory agencies that is aiming to streamline the permitting process (pre-application review, site visits, a single point of contact, etc.), with the idea being that by the time an application is submitted it will have already been deemed complete, resulting in faster turnaround and timelines. Chair Mendall invited TAC Member Taylor to return and provide an update to the group.

### **Grant Opportunity**

Trustee Jameson had forwarded a Coastal Conservancy grant opportunity and TAC Member De Ponte will do additional research and aims for the TAC to pursue it, though perhaps it is not applicable to the Shoreline Master Plan (SMP).

### **Training Opportunity**

TAC Member De Ponte updated the group about the National Network on Climate Literacy (NNCL) who hosted a day-long workshop about how to talk to people about climate change without creating tension, derisiveness, or dismissal. At the workshop, a representative from the San Francisco Zoo presented material and provided a handout which helps to navigate the fine line between scaring people and inspiring them to talk and take action. The main takeaway was to move beyond the individual/personal mentality (“taking out my recycling”) to a more regional effort, such as participating with East Bay Community Energy (EBCE).

Chair Mendall is proud that the City of Hayward is at around 95% non-polluting, non-greenhouse gas emitting energy for the entire city. Trustee Jameson requested some clarification on the tiers available through EBCE. There are three tiers. The top tier is called Renewable 100 and is the cleanest, most renewable sources option at a price 1¢ per kWh more than PG&E. Brilliant 100 retains pricing at the existing PG&E level and offers 100% carbon-free energy; this was the default selection for all Albany and Hayward energy consumers. The remaining County jurisdictions defaulted to the third option called “Bright Choice”, which is still cleaner than PG&E and has prices that are slightly lower than PG&E.

Trustee Waespi asked if HARD knew who would be replacing Larry Lepore. TAC Member De Ponte responded that it would be Chris Peterson, the Interim Parks Director, though General Manager McCreary may appoint someone else to participate.

## **2. Reports from Board Members (Trustees)**

Trustee Jameson asked if anyone at the City was overseeing Calpine emissions. There have been sightings of black smoke and other operations of concern. Chair Mendall stated that the Bay Area Air Quality Management District is their regulatory agency. He went on to give a brief synopsis of their operations.

Chair Mendall commended HASPA and the TAC members with how far they have come and what they have accomplished. TAC Member De Ponte credited a lot of the positive movement to the change in focus of HASPA and the direction of the new board.

Trustee Waespi agreed and went on to commend TAC Member De Ponte and her staff on the success of the Hayward Shoreline Interpretive Center as all are appreciative that meetings are held there.

### 3. Action Items (Trustees/TAC)

A discussion was held regarding the proposed dates for 2019 quarterly meeting schedule. Motion to adopt the meeting dates was made by Trustee Waespi and passed unanimously. The remaining dates are as follows:

Thursday, April 11  
Thursday, July 11  
Thursday, October 10

Meetings will continue to be held at the Hayward Shoreline Interpretive Center, located at 4901 Breakwater Avenue in Hayward.

### 4. Tentative Agenda for Next Meeting, Thursday, April 11, 2019, at 3:00 P.M.

#### Standing TAC Report Items:

- TAC Bylaws and Procedures
- Shoreline Master Plan Update
  - Report on Kick Off Meeting
- Industrial District Regulations Update
- 4150 Point Eden Way Update

#### Planned Future Agenda Items:

- Streamlined Permitting Update
- Jurisdictional Boundary of HASPA and SMP Project Area
- SCAPE Presentation (July)
  - Community Outreach Plan
  - In-Depth Report on Outside Agencies
- Citizens' Climate Lobby (Potential Agenda Item from Trustee Jameson)
- Invite Vinnie Bacon to present and provide feedback to HASPA

## **ADJOURNMENT**

Chair Mendall adjourned the meeting at 4:07 PM.