



Midpeninsula Regional
Open Space District

September 10, 2014
Board Meeting 14-25

SPECIAL AND REGULAR MEETING

BOARD OF DIRECTORS MIDPENINSULA REGIONAL OPEN SPACE DISTRICT

Los Altos Youth Center
1 North San Antonio Road
Los Altos, CA 94022

September 10, 2014

APPROVED MINUTES*

SPECIAL MEETING – STUDY SESSION

CALL TO ORDER

President Harris called the Special Meeting of the Midpeninsula Regional Open Space District Board of Directors to order at 5:02 p.m.

ROLL CALL

Members Present: Jed Cyr, Nonette Hanco, Cecily Harris, Larry Hassett, Yoriko Kishimoto, and Curt Riffle

Members Absent: Pete Siemens

Staff Present: General Manager Steve Abbors, Assistant General Manager Ana Ruiz, General Counsel Sheryl Schaffner, Planning Manager Jane Mark, Senior Planner Tina Hugg, and District Clerk Jennifer Woodworth

III. Prioritization Criteria for Measure AA Projects (R-14-114)

Director Siemens arrived at 5:05 p.m.

General Manager Steve Abbors and Assistant General Manager Ana Ruiz provided comments on Measure AA and previous Board meetings regarding Measure AA implementation. Ms. Ruiz introduced the facilitator Patrick Miller of 2M Associates.

Mr. Miller summarized the agenda and goals of the Study Session to provide input to the Board of Directors regarding prioritization criteria and Board approval of prioritization for staff to apply to the Measure AA projects. Mr. Miller described the various criteria proposed by staff and opened the floor for Board questions and discussion.

Director Riffle inquired if the proposed criteria will be applied at a portfolio or a project level.

*Approved by the Board of Directors on September 24, 2014

Ms. Ruiz explained that the criteria will be applied to individual projects within the portfolios because each portfolio has numerous projects within them.

The Board members made suggestions for additional criteria to be included in the list. Extensive discussion ensued, and members of the public provided comments and asked questions regarding the prioritization criteria.

The following members of the public submitted written comments regarding the prioritization criteria and regarding specific projects included in the Measure AA Expenditure Plan:

- Lori Burns, Saratoga
- Louise Wholey, Saratoga
- Alex Anderson, Mountain View
- Linda George, Saratoga
- Mike Buncic, Los Gatos
- Jeff Escallier, Los Gatos
- Marilyn Walter, Portola Valley
- Andrew Browne, Portola Valley

The following modified criteria were presented to the Board for discussion and approval:

NEW KEY	OLD KEY	CRITERION	DESCRIPTION
TIER ONE CRITERIA (ESSENTIAL)			
A	A	Immediate Public Safety Concern Regarding District Facilities and Infrastructure	Implementation action would address an imminent public safety concern or emergency issue related to District facilities or infrastructure (e.g. bridge failure)
B	B	Existing or Prior Legal or Formal Commitment	Existing or prior formal or legal commitment (e.g. written agreement) has been made to complete the action item
C	C	Existing Deadline Within 1-5 Years	The action is associated with a specific deadline (within 1-5 years) related to an existing grant, agreement, or partner commitment
TIER TWO CRITERIA			
D	D	Project Underway	The action is in the middle of implementation and/or the action is an essential part of a multi-phase project that is currently underway
E	F	Quick Implementation (2 years or less)	High level of confidence regarding the ease and feasibility of implementation
F	I	Need for Timely Action ¹	Loss of opportunity if timely action not taken

¹ New criteria not included in the General Manager’s recommendation

TIER THREE CRITERIA			
G	E.1	Broad Geographic Distribution ²	Inclusion allows for a wide geographic distribution of benefits and new facilities
H	E.2	Diverse Public Benefit ²	Inclusion provides benefit to two or more user groups (hikers, bicycles, horses, dogs, families, all-access) and/or underserved populations, greater access for limited mobility
I	G.1	High Beneficial Impact for Public Use and Recreation ²	The action would result in a significant, beneficial impact to public use and recreation
J	G.2	High Beneficial Impact for Natural Resources ²	The action would result in a significant, beneficial impact to natural resource values
K	H	Partnership Opportunity	Implementation action enhances or leverages opportunities for partnerships

Mr. Miller asked the Board for comments or suggestions regarding weighting of criteria. The Board members and members of the public provided their suggestions regarding weighting of prioritization criteria. Extensive discussion ensued.

The following members of the public submitted written comments regarding the weighting of prioritization criteria:

- Mike Buncic, Los Gatos
- Jeff Escallier, Los Gatos
- Lori Burns, Saratoga
- Alex Anderson, Mountain View
- Claudia Newbold, Menlo Park
- Linda George, Saratoga

Motion: Director Siemens moved, and Director Hanco seconded the motion to divide the prioritization criteria into three tiers and to allow weighting of the criteria included in tiers 2 and 3.

VOTE: 7-0-0

Motion: Director Siemens moved, and Director Hanco seconded the motion to score each criterion on a one to five scale reflecting how each project achieves the criterion with all criteria being weighted the same.

Substitute Motion: Director Harris moved, and Director Cyr seconded a substitute motion to weight the criteria included in Tier 2 weighted as a 2 and the criteria included in Tier 3 weighted as a 1.

VOTE on SUBSTITUTE MOTION: 6-1-0 (Director Kishimoto opposed.)

² Criteria created from dividing original criteria into two separate criteria

Main motion fails due to passage of the substitute motion.

Motion: Director Cyr moved, and Director Siemens seconded the motion to approve the Measure AA project prioritization criteria, as amended by the Board of Directors.

VOTE: 7-0-0

Motion: Director Cyr moved, and Director Hanko seconded the motion to direct the General Manager to use the criteria to screen and prioritize Measure AA projects and develop a draft 5-year Measure AA project implementation schedule.

VOTE: 7-0-0

IV. MEETING CONTINUED

President Harris adjourned the Special Meeting of the Board of Directors of the Midpeninsula Regional Open Space District at 7:28 p.m.

REGULAR MEETING

I. CALL TO ORDER

President Harris called the Regular Meeting of the Midpeninsula Regional Open Space District Board of Directors to order at 7:40 p.m.

II. ROLL CALL

Members Present: Jed Cyr, Nonette Hanko, Cecily Harris, Larry Hassett, Yoriko Kishimoto, Curt Riffle, and Pete Siemens

Members Absent: None

Staff Present: General Manager Steve Abbors, Assistant General Manager Ana Ruiz, Assistant General Manager Kevin Woodhouse, General Counsel Sheryl Schaffner, Planner II Zachary Alexander, Real Property Manager Mike Williams, and District Clerk Jennifer Woodworth

III. ORAL COMMUNICATIONS

Dave Schwarter, spoke in favor of increased access to District lands, especially at Mt. Umunhum.

Yvonne Triess spoke in favor of building a nature center at the Hawthorn property.

Ms. Ruiz explained that the District has received four proposals, which are currently being evaluated by staff. The submitted proposals and staff's evaluations will be presented to the Planning and Natural Resources Committee and subsequently the Board of Directors at a future date.

IV. ADOPTION OF AGENDA

Motion: Director Cyr moved, and Director Riffle seconded the motion to adopt the agenda.

VOTE: 7-0-0

V. CONSENT CALENDAR

1. Approve Minutes of the Special and Regular Board Meetings of August 28, 2014

2. Approve the Claims Report

Director Riffle inquired if the Board could receive more information regarding claim 67476, water rights reporting.

General Counsel explained that the District has engaged a consultant to look at state water rights laws and reporting.

3. Resolution Honoring the Bay Area Ridge Trail Council

General Manager's Recommendation: Adopt the resolution honoring and commending the Bay Area Ridge Trail Council on its 25th anniversary.

4. Appointment of Board Members to Measure AA Implementation Ad Hoc Committee (R-14-117)

General Manager's Recommendation: Approve the Board President's appointment of Cecily Harris, Larry Hassett, and Yoriko Kishimoto to serve on the Measure AA Implementation Ad Hoc Committee.

Public hearing opened at 7:49 p.m.

No speakers present.

Public hearing closed at 7:50 p.m.

Motion: Director Siemens moved, and Director Cyr seconded the motion to approve the Consent Calendar.

VOTE: 7-0-0

VI. BOARD BUSINESS

5. Award a Contract for the completion of the Silva Property Driveway Improvements Project in Russian Ridge Open Space Preserve (R-14-118)

Planner II Zachary Alexander provided the staff report describing the project location, summarizing proposed elements of the projects, and the District's obligations under the memorandum of understanding with Peninsula Open Space Trust.

Public hearing opened at 7:57 p.m.

No speakers were present.

Public hearing closed at 7:57 p.m.

Motion: Director Hassett moved, and Director Cyr seconded the motion to authorize the General Manager to enter into a contract with TKO General Engineering and Construction Inc., of La Honda, CA, for a not-to-exceed amount of \$97,244, which includes the base bid amount of \$84,560 and a 15% contingency amount of \$12,684 to complete the Silva Property Driveway Improvements Project at Russian Ridge Open Space Preserve.

VOTE: 7-0-0

VII. STAFF REPORTS

Ms. Ruiz reported that staff is currently reviewing CEQA documents related to Ridge Vineyards and described the next steps in the project.

General Manager Abbors reported that the mountain lion believed to be the one who attacked a visitor at Pichetti Ranch on Sunday has been killed, and the area will be reopened once confirmation has been received that it is the lion involved in the attack.

Assistant General Manager Kevin Woodhouse provided a summary of events and an update on the recent trespass, damage, and water diversions without permission on the Hendrys Creek property. Real Property Manager Mike Williams further described and provided photographs of the illegal water lines installed and trespassing by Lupin Lodge residents, which occurred on the Hendrys Creek property.

The Board agreed by consensus that the closed session scheduled to follow the regular meeting is no longer needed and canceled the closed session.

VIII. DIRECTOR REPORTS

The Board submitted their compensatory forms to the District Clerk.

Director Hassett reported that he and Director Kishimoto met with the Mayor, several Council Members, and staff from the Town of Portola Valley regarding one of their trails.

Several Board members provided comments on Saturday's Volunteer Recognition Event.

IX. ADJOURNMENT

President Harris adjourned the Regular Meeting of the Board of Directors of the Midpeninsula Regional Open Space District at 8:20 p.m.

Jennifer Woodworth, CMC
District Clerk