



**SPECIAL AND REGULAR MEETING
BOARD OF DIRECTORS OF THE
MIDPENINSULA REGIONAL OPEN SPACE DISTRICT**

**Wednesday, July 22, 2020
Special Meeting starts at 5:00 PM*
Regular Meeting at 7:00 PM***

REVISED A G E N D A

Consistent with Governor Gavin Newsom's Executive Order N-29-20, the Governor has allowed local legislative bodies to hold public meetings via teleconference and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and to address the local legislative body or state body to avoid public gatherings, and has suspended all contrary provisions of the Brown Act.

THIS MEETING WILL BE VIA TELECONFERENCE ONLY

1. The meeting can be viewed in real-time at: <https://openspace.zoom.us/j/88437309982> or listen to the meeting by dialing (669) 900-6833 or (346) 248-7799 (Webinar ID 88437309982).

2. Members of the public may provide written comments by submitting a public comment form at: <https://www.openspace.org/public-comment>

- Comments on matters not on the agenda must be submitted prior to the time the board president calls for public comments.*
- Comments on agenda items must be submitted prior to the time public comment on the agenda item is closed.*
- All comments shall be subject to the same rules as would otherwise govern speaker comments at the board of directors meeting.*
- Electronic comments on agenda may only be submitted via the public comment form. Comments via text or social media (Facebook, Twitter, etc.) will not be accepted.*

Any comments received after the deadline, will be provided to the Board after the meeting.

5:00 SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE MIDPENINSULA REGIONAL OPEN SPACE DISTRICT – STUDY SESSION

ROLL CALL

1. Administrative Office Project Update (R-20-76)

Staff Contact: Tanisha Werner, Senior Capital Project Manager

General Manager's Recommendation: Review and provide feedback on the current project design to reconfigure and repurpose the 5050 El Camino Real building in Los Altos, California as the main administrative office for the Midpeninsula Regional Open Space District.

ADJOURNMENT

7:00 REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE MIDPENINSULA REGIONAL OPEN SPACE DISTRICT

ROLL CALL

ORAL COMMUNICATIONS

This portion of the agenda is for members of the public to comment on items not on the agenda; however, the Brown Act (Open Meeting Law) does not allow action by the Board of Directors on items not on the agenda. Individuals are limited to one comment during this section.

ADOPTION OF AGENDA

CONSENT CALENDAR

All items on the Consent Calendar may be approved without discussion by one motion. Board members, the General Manager, and members of the public may request that an item be removed from the Consent Calendar during consideration of the Consent Calendar.

1. **Approve July 8, 2020 Minutes**
2. **Claims Report**
3. **Contract Amendment with Questica Ltd., to Purchase Unlimited User Licenses for Budget Management Software (R-20-75)**

Staff Contact: Casey Hiatt, Information Systems and Technology Manager

General Manager's Recommendation: Authorize the General Manager to amend the original three-year contract of \$127,350 with Questica Ltd., by \$44,583, for a new total contract amount not to exceed of \$171,933, to purchase and maintain unlimited user licenses for the Budget Management Software through October 2022.

4. **Written Response to Craig Dremann**

Staff Contact: Coty Sifuentes-Winter, Senior Resource Management Specialist

General Manager's Recommendation: Approve the written response to comments submitted by Craig Dremann.

5. **Written Response to Kathy Simpson**

Staff Contact: Matt Anderson, Chief Ranger/Visitor Services Manager

General Manager's Recommendation: Approve the written response to comments submitted by Kathy Simpson.

6. **Water Service Agreement between San Jose Water Company and Midpeninsula Regional Open Space District for the South Area Field Office Project (R-20-82)**

Staff Contact: Tanisha Werner, Senior Capital Project Manager

General Manager's Recommendation: Authorize the General Manager to execute an Agreement with SJWC for an amount not-to-exceed \$96,720.00, and to negotiate a reduction if feasible.

BOARD BUSINESS

Public comment on agenda items at the time each item is considered by the Board of Directors. Written public comments will be provided to the Board prior to the meeting and posted on the District's website at www.openspace.org. All written comments submitted in accordance with the guidance posted on the District's website will be read into the record.

7. Appointment of Four Measure AA Bond Oversight Committee Members (R-20-77)

Staff Contact: Jennifer Woodworth, District Clerk/Assistant to the General Manager

General Manager's Recommendations:

1. Select and appoint members to serve on the Measure AA Bond Oversight Committee for the four vacant positions from the candidates listed in the staff report.
2. Refer review of Board Policy 1.10, *Measure AA Bond Oversight Committee Bylaws*, to the Legislative, Funding, and Public Affairs Committee for potential updates.

8. Proposed Purchase of the San Jose Water Company Property as an addition to El Sereno Open Space Preserve located in unincorporated Santa Clara County, Assessor's Parcel Numbers 510-33-001, -004, -005, -006, 510-35-004 & -005; Assignment of Purchase and Sale Agreement for the San Jose Water Company Property to Peninsula Open Space Trust; Approval of a Lease and Management Agreement (R-20-78)

Staff Contact: Allen Ishibashi, Senior Real Property Agent, Real Property Department

General Manager's Recommendations:

1. Determine that the recommended actions are categorically exempt under the California Environmental Quality Act (CEQA), as set out in the staff report.
2. Adopt a Resolution authorizing the purchase of the San Jose Water Company property at a cost of \$1,075,000 with corresponding authorization for a Fiscal Year 2020-21 budget adjustment of the same amount, and authorizing the General Manager, if necessary, to approve an Assignment of Purchase and Sale Agreement, and a Lease and Management Agreement, entered into with Peninsula Open Space Trust for the San Jose Water Company property.
3. Adopt a Preliminary Use and Management Plan for the property, as set out in the staff report.
4. Withhold dedication of the San Jose Water Company Property as public open space.

9. Authorization to enter into an Agreement with the University of California, Santa Cruz to conduct a Five-Year Mountain Lion Study and Site-Specific Management Plan (R-20-79)

Staff Contact: Matt Sharp Chaney, Resource Management Specialist II

General Manager's Recommendations: Authorize the General Manager to enter into an Agreement with the University of California, Santa Cruz for a base contract price of \$500,000 to conduct a mountain lion collaring study for five years to assess the lion population and movement, provide annual updates and research findings at public meetings, and develop a site-specific management plan for reducing potential human-mountain lion conflicts in high risk areas.

10. Consideration of a Letter Commenting on the Proposed Redwood City Climate Action Plan (R-20-80)

Staff Contact: Brian Malone, Assistant General Manager

General Manager's Recommendations: Receive a Board Member request to consider a comment letter addressed to Redwood City regarding their proposed Redwood City Climate Action Plan.

11. Oral Update on Midpeninsula Regional Open Space District COVID-19 Response

Staff Contact: Ana Ruiz, General Manager

General Manager's Recommendations: No Board action required.

12. Consideration of a Letter of Support for a University of California Davis (UCD) proposal to Plan and Design Newt Connectivity Crossings along Alma Bridge Road in Santa Clara County (R-20-84)

Staff Contact: Kirk Lenington, Natural Resources Manager

General Manager's Recommendations: Receive a Board Member request to consider a letter of support for grant funding for a Newt Connectivity Crossings Project led by the University of California Davis to provide a safe wildlife crossing across Alma Bridge Road for newts traveling from the Sierra Azul Open Space Preserve area to Lexington Reservoir.

INFORMATIONAL MEMORANDUM

- Scoping Report for the Wildland Fire Resiliency Program
- Inventory and Monitoring of Vegetation on Midpeninsula Regional Open Space District Lands

INFORMATIONAL REPORTS – Reports on compensable meetings attended. Brief reports or announcements concerning activities of District Directors and staff; opportunity to refer public or Board questions to staff for information; request staff to report to the Board on a matter at a future meeting; or direct staff to place a matter on a future agenda. Items in this category are for discussion and direction to staff only. No final policy action will be taken by the Board.

- A. Committee Reports
- B. Staff Reports
- C. Director Reports

ADJOURNMENT

SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE MIDPENINSULA REGIONAL OPEN SPACE DISTRICT – CLOSED SESSION

ROLL CALL

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Government Code Section 54956.9(d)(1))

Name of Case: *Burkhart v. Midpeninsula Regional Open Space District*; Santa Clara County Superior Court Case Number 18CV 334473.

ADJOURNMENT

**Times are estimated and items may appear earlier or later than listed. Agenda is subject to change of order.*

In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the District Clerk at (650) 691-1200. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting.

Written materials relating to an item on this Agenda that are considered to be a public record and are distributed to Board members less than 72 hours prior to the meeting, will be available for public inspection at the District's Administrative Office located at 330 Distel Circle, Los Altos, California 94022.

CERTIFICATION OF POSTING OF AGENDA

I, Jennifer Woodworth, District Clerk for the Midpeninsula Regional Open Space District (MROSD), declare that the foregoing agenda for the special meetings of the MROSD Board of Directors was posted and available for review on July 16, 2020, at the Administrative Offices of MROSD, 330 Distel Circle, Los Altos California, 94022. The agenda and any additional written materials are also available on the District's web site at <http://www.openspace.org>.

Jennifer Woodworth

Jennifer Woodworth, MMC
District Clerk

