



**DRAFT MINUTES**  
**MINUTES OF THE REGULAR MEETING OF THE**  
**BICYCLE PEDESTRIAN COMMISSION**  
**June 19, 2019**

The meeting was called to order at 7:08 p.m.

**ROLL CALL:**

Present: Gerhard Eschelbeck, Erik Lindskog, Pete Heller, and Muni Madhhipatla.

Staff: David Stillman (Senior Civil Engineer)

Others Present: Sue Ranney, Kathy R. Chole, Julia Miyakawa, Gary Wong, J.R. Fruen, Ilango Ganga and Dinyar Dastoor.

**1) APPROVAL OF MINUTES**

- No minutes to approve here. (The April 17 minutes was approved in the Special meeting preceding this meeting on June 19 6:55 PM.)

**ORAL COMMUNICATIONS**

David Stillman reminded the meeting attendants about the conflict of interest rules we operate under.

Ilango Ganga claimed that Commissioner Lindskog's wife, Seema Lindskog, has stated that the properties around the trail would increase in value by 20%. Ilango Ganga also claimed that this is what the Lindskog family in general believes and that therefore Commissioner Lindskog should recuse himself on matters regarding the Regnart Creek Trail.

**WRITTEN COMMUNICATIONS**

No written communications.

## **OLD BUSINESS**

### **2) Regnart Creek Trail (Stillman)**

Commissioner Lindskog made the following statement:

Before we begin, I'd like to disclose that I live on the eastern side of Farallone Drive, at 10390 Farallone Drive, within 500 feet of the proposed Regnart Creek Trail (RCT) path and certain of its alternatives. The FPPC has provided Advice Letter A-19-109 to Mayor Steven Scharf, whose neighboring property is similarly situated. That letter concludes that none of the proposed Regnart Creek Trail paths would create a financial conflict of interest preventing the mayor from discussing or voting on the RCT by clear and convincing evidence. After consultation with my attorney and the city attorney, I have concluded that the RCT will similarly not impact my property, and the city attorney has reached the same conclusion. I have further concluded that the Bicycle Pedestrian Commission is not a decision making body within the meaning of 2 CCR section 18700(c), and that if it were, no unique impact would inure to me from the RCT that would be distinguishable from the public generally. On the basis of the foregoing, I will fulfill my obligation to participate in tonight's discussion.

See attached FPPC Advice Letter A-19-109 to Mayor Steven Scharf.

David Stillman presented on the 65% design of the Regnart Creek Trail. See attached presentation titled 'Regnart Creek Trail Design Update', dated June 19 2019.

Some comments during the presentation:

David Stillman:

Addressing privacy concerns, Valley Water access, trail user safety and adherence to standards.

Staff has met with residents that wanted to meet:

No consensus on fencing among residents met with.

130K for wooden fencing (\$50/lf), 1.3 M for concrete block wall (\$500/lf)

No permanent structures allowed by Valley Water. Planters OK.

Questions from the public:

What about funds for fence maintenance?

What about home owner liability?

David Stillman:

Discussing with residents on Lozano and De Palma lane residents.

No permanent structures allowed, removable planters ok

Commissioner Eschelbeck: Can we sink the trail? David Stillman: Too expensive and Valley Water may not approve. Need to consider environmental impact.

Commissioner Lindskog: Are gates for the residents allowed? David Stillman: Not discussed. Valley Water need to close trail for maintenance. Commissioner Lindskog: Would hope we can allow gates for the residents.

David Stillman: Showed picture of planters screening properties. Separation between trail and driveway. No permanent barrier allowed.

Shared space for cars and bikes, special paving to mark.

Commissioner Lindskog: Can one have vines on the fences? David Stillman: Maybe. Should be OK with the city.

Ilango Ganga: Width? David Stillman: Fire access needed.

David Stillman: Valley Water need 12' access width everywhere which will be provided.

David Stillman:

Railing along entire trail that can be removed. Ongoing cost to of 20K per year for removal etc.

User safety: 8' w/2' shoulders. Railing at top of bank provided.

No erosion anticipated due to the removal of the fence railing.

Gary Wong: Metal will expand and contract below ground. Has soil study been done? David Stillman: Yes.

Ilango Ganga: Ongoing erosion may cause bank repairs. City will have to pay that cost. Will it be stable? David Stillman: Yes.

Julia Miyakawa: What about earthquakes? David Stillman: If the earth shakes that hard then we will have no City Hall.

David Stillman:

Street crossings: Raised crosswalks at some of the crossings, chicanes for bikes.

Commissioner Madhhipatla: When will gates be closed? David Stillman: During maintenance.

Commissioner Eschelbeck: Gates closed at night? David Stillman: Not proposing as is expensive.

Commissioner Eschelbeck: When will the trail be closed at night? David Stillman: From dusk to dawn.

David Stillman on security: If problems that cannot be solved with the Sheriffs arise, then we may need to close the gates at night.

David Stillman on user safety: If problems arise, then we may need to do additional treatment solutions.

East Estates Drive crossing: Raised crosswalk.

Commissioner Lindskog pointed out that similar trails, e.g. like the San Tomas Aquino Creek Trail, does not have fences between the trail and the creek all the way so we may not need such fencing all the way.

Dinyar Dastoor: There are no very steep drop-offs along San Tomas Aquino Creek Trail  
Commissioners Heller and Lindskog: No there are! Dinyar Dastoor: Asked for pictures.

Sue Ranney: Can we have a higher fence? David Stillman: Would be 3.5 feet high.

Commissioner Madhhipatla: What about bridging the gap straight across the ramp with a bridge that is removable?

Illango Ganga: Would block ramp.

Sue Ranney: I live by the ramp. Will the city allocate funds for erosion control.

David Stillman: Eastern baseball diamond. Can't keep full trail width there. Looking at options for keep the regulation ball field.

Alternatives: Fill in ramp. New ramp on other side. Quite expensive. \$250K additional. Or, move bridge to different location. Tree in the way though. Also \$250K. Or, move ball field. \$100K.

Ilango Ganga: How would kids be notified about trail closures? David Stillman: Via the schools, on the trail, etc. Kathy R. Chole and Commissioner Madhhipatla: Kids would need to find a different way.

Alternatives to the trail routing:

Alt 4: Class II or III on Pacifica, Class III on La Mar.

David Stillman: Less cost but have not done a full design.

Alt 5: Rodrigues, Wilson Park, Vicksburg. Class III on Parkside lane.

Gary Wong: Parks and Rec is not familiar with Alt 5.

Commissioner Lindskog: Alternatives 4 and 5 provide no walking benefit and are less safe. In particular the routing along Rodrigues is very bad as it involves a bike lane outside parked cars.

Sue Ranney: The trail is not always beautiful.

Commissioner Madhhipatla: Parents won't allow kids to walk to school. Only kids in middle to high school up to 10th grade bike. After that they will drive.

David Stillman: Street options are not fully studied.

Ilango Ganga: The city has lots of experience with on-street designs so how high is the confidence in the on-street options.

David Stillman: Need to have community discussions.

Gary Wong: What about trail alignment along cricket field. Seating in shade will be reduced.

Commissioner Lindskog: There are three rows of trees there. One corridor between the trees would remain.

Ilango Ganga and Commissioner Madhhipatla: What about mid street crossings at Pacifica and Rodrigues. Need to add safe crossings into budget.

Sue Ranney: Would be good to spend 50K to close at night. Homeless concerns. How to make it safer for High School students on Calle De Barcelona. At Miller and Finch?

Ilango Ganga: Behind Farallone Drive, people can see into houses.

(At this point David Stillman had to leave the meeting early.)

Commissioner Eschelbeck: Want to see full 65% design. Claims this was not the full 65% design that was presented.

Ask David Stillman to meet maybe the week before the upcoming city council meeting? Would like to see 65% design by week of July 8-12. Need plans by July 8.

Motion: The Bicycle Pedestrian Commission would like to have the final 65% design for the Regnart Creek Trail, in its entirety, made available to it by July 2 2019, and have a Bicycle Pedestrian Commission meeting scheduled for week of July 8 2019 in order to be able to provide a recommendation to the City Council on the final 65% design. If this is not possible we recommend that City Council postpone addressing the 65% design for the Regnart Creek Trail until the Bicycle Pedestrian Commission has had a chance to make a recommendation on the final 65% design for the Regnart Creek Trail project.

Approved unanimously.

## **STAFF AND COMMISSION REPORTS**

### **3) Staff Report (Stillman)**

At this point in time David Stillman had left the meeting so no additional reporting beyond what he provided on the 65% design for the Regnart Creek Trail was provided.

## **ADJOURNMENT**

Meeting adjourned at 9.32 p.m.

## **SUBMITTED BY:**

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Erik Lindskog, Commissioner